

(B. 1912) 218757.

# राजपत्र, हिमाचल प्रदेश

## हिमाचल प्रदेश शासन द्वारा प्रकाशित

खंड V ।

धिमला, शनिवार, 17 अगस्त, 1957

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परिव 17 अगस्त 1957 ई० को समाप्त होने वाले सधार्ह में निम्नलिखित “असाधारण राजपत्र द्विमाचल प्रदेश” प्रकाशित हुया ।

विज्ञाप्ति की संख्या	विभाग का नाम	विषय
No. LR. 1-3/57, dated the 12-8-57	Local Self Government	Republication of Government of India's Notification dated 6th August, 1957, containing the Rules in connection with Territorial Councils.
* No. H. (J). 14-76/57, dated the 9-8-57	Home Department	Names of certain prisoners whose unexpired period of sentences have been remitted unconditionally in connection with commemoration of Centenary of India's First struggle for Freedom.
No. H. (J). 14-76/57, dated the 9-8-57	do	Names of certain prisoners and their period of remission of sentences granted in connection with commemoration of Centenary of India's First struggle for Freedom.

भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उपराज्यपाल और ज़ुडिशल कमिशनरज कोट द्वारा आधिकारिक द्वारा दिया गया

HIMACHAL PRADESH ADMINISTRATION

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**APPOINTMENTS DEPARTMENT**

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## NOTIFICATION

NOTIFICATION

No. Apptt. 1/776/57.—The Lieutenant Governor, Himachal Pradesh is pleased to relieve Dr. Devi Chand

Gupta, from the temporary post of Additional Director of Health Services, Himachal Pradesh, for appointment as Professor of Clinical Medicine, in the Lady Hardinge Medical College, New Delhi, with effect from the afternoon of August 12, 1957, in anticipation of the sanction of the Government of India, regarding terms of deputation on foreign service of this officer in the said College.

K. N. CHANNA, I.A.S.,  
*Chief Secretary.*

## HOME DEPARTMENT

## ORDERS

Simla, the 8th August, 1957

No. H. 28-181/57.—The Lieutenant Governor, Himachal Pradesh is pleased to approve of the following transfers:

1. Sri Hoshiar Singh, Offg. Dy. S.P. from the C.I.D., I.B., Himachal Pradesh at Simla to Mahasu District with Headquarters at Rampur.
2. Sri Surinder Nath, Offg. Dy. S.P. from Mahasu District to C.I.D., I.B., Himachal Pradesh at Simla.

A. GUPTA, I.P.,  
Additional Secretary.

Simla, the 9th August, 1957

No. H. 28-139/57.—On return from leave, Sri Krishan Chand, lately Offg. Supdt. of Police, Sirmur District, is posted to Mahasu District as Offg. Supdt. of Police vice S/o A. D. Bali granted leave.

By order,  
A. GUPTA, I.P.,  
Additional Secretary.

## INDUSTRIES DEPARTMENT

## NOTIFICATION

Simla-4, the 6th August, 1957

No. I&S. 15 (Est.) 330/57.—Continuation this Department notification No. I&S. 53-339/55, dated the 3rd December, 1956.

2. The Headquarters of the District Industries Officer, Bilaspur, Chamba & Mandi districts has been shifted from Simla to Mandi with effect from the 13th March, 1957 (forenoon).

A. B. MALIK, I.A.S.,  
Secretary.

## MEDICAL DEPARTMENT

## NOTIFICATION

Simla-4, the 9th August, 1957

No. M. 19-Estt./57.—Dr. Devi Chand, Director of Health Services (Additional) Himachal Pradesh is granted 15 days earned leave from 23-7-1957 subject to verification of title by Accountant General, Punjab.

R. C. GUPTA,  
Assistant Secretary.

## REVENUE DEPARTMENT

## NOTIFICATIONS

Simla-4, the 6th August, 1957

No. R. 22-578/57.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Traffic post at Aut, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within

thirty days of the publication of this notification file an objection in writing before the Collector, Manali District, Mandi.

## SPECIFICATION

District: MANDI

Tehsil: SADAR

Village	Khasra No.	Area Big. Bis. Bisw.
AUT	23/1	0 9 14

Simla-4, the 9th August, 1957

No. R. 22-550/57.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Water Reservoirs, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh, P.W.D. Balqually, Simla-4.

## SPECIFICATION

District: MAHASU

Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
CHHADALA	4/1	0 4
	5	0 2
	8	0 2
	9	0 4
	10	0 9
	11/1	0 17
	Total	.. 1 18

Simla-4, the 9th August, 1957

No. R. 22-550/57.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Water Pumping House, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector, Land Acquisition, Himachal Pradesh, P.W.D., Balqually, Simla-4.

## SPECIFICATION

District: MAHASU

Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
BALWA	312/209/1	4 19
	208	3 2

Total .. 8 1

Simla-4, the 9th August, 1957

**No. R. 22-457/57.**—This Administration notification No. R. 60-106/56, dated the 18th October, 1956, issued under section 4 of the Land Acquisition Act, 1894, in respect of the land to be acquired for the construction of Nauni-Swarghat motor road, in Village Cheli, Tehsil Sadar, District Bilaspur, is hereby cancelled.

Simla-4, the 9th August, 1957

**No. R. 22-534/57.**—This Administration notification No. R. 60-105/56, dated the 17th December, 1956, issued under section 4 of the Land Acquisition Act, 1894, in respect of the land to be acquired for the construction of A. V. Pharmacy, in village Kapar, Tehsil Joginder-nagar, District Mandi, is hereby cancelled.

Simla-4, the 9th August, 1957

**No. R. 22-508/57.**—In partial modification of this Administration notification of even number, dated the 3rd August, 1957, the Financial Commissioner, Himachal Pradesh, is pleased to cancel the transfer orders of Shri Shankar Dass, Tehsildar Bhatiyat. Shri Rattan Singh, Tehsildar, Solan, who is under orders of transfer as Tehsildar Bhatiyat, is now transferred as Tehsildar, Pachhad, District Sirmur.

Simla-4, the 9th August, 1957

**No. R. 22-457/57.**—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Nauni-Swarghat Road, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector, Land Acquisition, Himachal Pradesh, P.W.D., Balqually, Simla-4.

## SPECIFICATION

District: BILASPUR

Tehsil: SADAR

Khasra No.	Area		
	1	2	3
	833/1	0	2
	837/1	0	2
	838	0	2
	900/1	1	5
591/1	0	14	
589	0	5	
588	0	8	
584/2	0	8	
585/1	0	8	
590	0	8	
592/1	0	7	
583/1	0	10	
640	0	5	
641/1	0	2	
642	0	8	
	928/291/1	0	16
	946/515/1	0	16
	947/515	1	9
	45/1	2	19
	949/525/1	2	5
	925/291/1	1	16
	927/291/1	0	1
538	0	17	
901/1	1	0	
830/1	2	19	
836/1	0	17	
539/1	0	6	
541/1	0	3	
899/1	1	6	
540	0	7	
	Total ..	39	1

Simla-4, the 9th August, 1957

**No. R. 22-577/57.**—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Bhager-Talai road, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector, Land Acquisition, Himachal Pradesh P.W.D., Balqually, Simla-4.

## SPECIFICATION

District: BILASPUR

Tehsil: GHUMARWIN

Khasra No.	Area			1	2	3
	1	2	3			
	3/1			3/1	0	2
	183/1			183/1	0	3
	139/1			139/1	0	2
	140/1			140/1	0	6
	193/1			193/1	0	1
	194/1			194/1	0	11
	2/1			2/1	0	2
	153/1			153/1	0	5
	184/1			184/1	0	5
	381/200			381/200	0	3
	382/202/1			382/202/1	0	2
	203/1			203/1	0	9
	204/1			204/1	0	6
	5/1			5/1		
	0	1		0		
	142/1			142/1	6	1
	Total ..			Total ..	6	1

Simla-4, the 8th August, 1957

**No. R. 22-89/57.**—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of Simla-Mandi road via Bilaspur, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector, Land Acquisition, Himachal Pradesh, P.W.D., Balqually, Simla-4.

## SPECIFICATION

District: BILASPUR

Tehsil: SADAR

Khasra No.	Area			1	2	3
	1	2	3			
	270/1			270/1	0	6
	543/1/1			543/1/1	0	6
	589/1			589/1	0	11
	259	0	2	259	0	3
	268	0	2	268	0	1
	62/1	0	3	62/1	0	5
	261/1	2	1	261/1	0	4
	310/1	0	4	310/1	2	11
	543/1	1	10	543/1	0	5
	Total ..			Total ..	6	1

1	2	3	1	2	3
61/1	0	1	278/1	0	16
265	0	6	603/282/1	1	7
274	0	4	271/1	0	7
275	0	4	272/1	0	13
266	0	3	273/1	0	2
267	0	8	311/1	0	14
270	0	5	Total	15	18
276/1	0	8			
277/1	1	6			

Simla-4, the 9th August, 1957

No. R. 22-534/57.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be required to be taken by the Government at the public expense for a public purpose, namely for the construction of A. V. Pharmacy, it is hereby notified that the land in the locality described below is likely to be required for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty days of the publication of this notification file an objection in writing before the Collector of Mandi District, Mandi.

**भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और ज़िला मैजिस्ट्रीटों द्वारा अधिसूचनाएं इत्यादि।**

**OFFICE OF THE DISTRICT MAGISTRATE, CHAMBA DISTRICT, CHAMBA, HIMACHAL PRADESH**

**NOTIFICATION**

Chamba, the 6th August, 1957.

No. A 5811/Panchayats.—In pursuance of Rule 178 (3) of Himachal Pradesh Panchayat Rules, the name of Shri Duni Chand, elected to the Tehsil Panchayat Churah Tehsil from the Gram Sabha Bhuned (Bhalog).

SPECIFICATION					
District: MANDI			Tehsil: JOGINDERNAGAR		
Khasra No.	Big.	Bis.	Area		
			1	2	3
1	1	7	649/641	0	3
	2	3	655/280	0	2
			202	1	8
			652/204	0	2
30/14	2	2	206	0	8
35	1	2	18	0	9
			207	0	2
			208	0	4
			209	0	8
205	1	11	15	0	7
680/640	0	7	19	0	3
679/640	0	8	12	2	4
193/1	2	4	8	7	9
197/2	1	10	6	0	8
646/199/3	0	13	2	0	10
196/2	5	5	5	Total	14

By order,  
K. R. CHANDEL,  
Assistant Secretary.

**SECRETARIAT ADMINISTRATION DEPARTMENT**

**OFFICE ORDER**

Simla-4, the 6th August, 1957

No. Admin. 1-12/57.—In exercise of the powers vested in me under para 3 of the General Financial Rules, Volume I (1st Edition), I hereby declare the Assistant Secretary (Reconstruction) to Himachal Pradesh Administration as Head of Office for attesting entries in the Service Books of the Non-Gazetted staff of the Lieutenant Governor's Secretariat which are to be reconstructed in the Reconstruction Branch of the Himachal Pradesh Secretariat.

INDAR SEN,  
Secretary to the Lieut.-Governor.

is published below for the general information of the public.

Sl. No.	Name of Tehsil	Name of Gram Sabha	Name of representative
29	Churah including Sub-Tehsil Pangi.	Bhuned (Bhalog)	Sh. Duni Chand.
			THAKUR SEN NEGI, District Magistrate.

**भाग 3—वैधानिक नियम तथा हिमाचल प्रदेश के उपराज्यपाल, जुडिशल कमिशनरज कोर्ट, फाइनेन्शल कमिशनर, कमिशनर आर्क इन्कम टैक्स द्वारा अधिसूचित आदेश इत्यादि।**

शन्य

**भाग 4—स्थानीय स्वायत शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटीफाइड और टाउन एसिया तथा दंचायत विभाग।**

शन्य

**भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन।**

इश्तहार हस्त आर्डर 5 रु 20 जात्रा दिवानी वा इजलाम जात्रा डिस्ट्रिक्ट जज साहिव मन्डो डिस्ट्रिक्ट, मन्डी, हिमाचल प्रदेश

मिस्त्र नं. 35 वार्त 18 मई, 1957 अप्रील दिवानी वनु पुरु अकबरू, जगदीश नावालग बुत्र हिरा लाल व सुपुत्र वनु चत्ता लुर, जात्रा द्वार्धन बुक्फल सकना नगर मन्डो.... अरेलान्टान

वनाम

1. करम, 2. मनी राम सुपुत्र वदारू, 3. ठुनु, 4. टिभलु सुपुत्र कन्ड, जात्रा द्वार्धन बुक्फल सकना नगर मन्डो.... रस्पान्डन्टान

अप्रील विनाराजगी फैसला अदालत अदीशनल सब जज मन्डी नियंत्र 16-457

मुकदमा बाला में टिभलु रस्पान्डन्ट नं. 4 की निसबत रिपोर्ट है। कि वह कई सालों से लापता है। इसलिए टिभलु मजकर को वजरीया इश्तहार सचित किया जाता है। कि वह तियां 11-10-57 को वकत 10 बजे किंवल अजू दोपहर खुद या वजरीया वकील हाजर होकर जात्रा देही मुकदमा करे। गैर हाजरी को सुरत में उसके खलाफ हुकम यकतरफा दिया जाकर कारबाई यकतरफा अमल में लाई जावेगी।

आज तियां 8 अगस्त, 1957 दस्तखत हमारे व मोहर अदालत के जारी किया गया।

मोहर

हस्ताक्षर,  
डिस्ट्रिक्ट जज,  
मन्डी।

## भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन।

## LAW DEPARTMENT

## NOTIFICATION

Simla-4, the 9th February, 1957

No. L.R. 1-62/56.—The following Acts, recently passed by the Parliament of India and published in the Gazette of India, Extraordinary, Part II, Section I, dated the 31st December, 1956, are hereby republished in the Himachal Pradesh Administration Gazette for information of the general public.

1. The Motor vehicles (Amendment) Act, 1956 (No. 100 of 1956).
2. The Indian Medical Council Act, 1956 (No. 102 of 1956).

LAKSHMAN DASS,  
Assistant Secretary (Judicial).

Received Assent on 30-12-56

THE MOTOR VEHICLES (AMENDMENT)  
ACT, 1956  
(100 OF 1956)  
AN  
ACT

further to amend the Motor Vehicles Act, 1939.

Be it enacted by Parliament in the Seventh Year of the Republic of India as follows:—

1. **Short title and commencement.**—(1) This Act may be called the Motor Vehicles (Amendment) Act, 1956.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint, and different dates may be appointed for different provisions of this Act.

2. **Amendment of section 2.**—In section 2 of the Motor Vehicles Act, 1939 (4 of 1939) (hereinafter referred to as the principal Act)—

(a) after clause (2), the following clauses shall be inserted, namely:—

“(2A) ‘Commission’ means the Inter-State Transport Commission constituted under section 63A;

(2B) ‘conductor’, in relation to a stage carriage, means a person engaged in collecting fares from passengers, regulating their entrance into, or exit from, the stage carriage and performing such other functions as may be prescribed;

(2C) ‘conductor’s licence’ means the document issued by a competent authority under Chapter II A, authorising the person specified therein to act as a conductor;”;

(b) in clause (3), the Explanation shall be omitted;

(c) clause (4) shall be omitted;

(d) after clause (5), the following clause shall be inserted, namely:—

“(5A) ‘driving licence’ means the document issued by a competent authority under Chapter II authorising the person specified therein to drive a motor vehicle or a motor vehicle of any specified class or description.”;

(e) for clause (9), the following clause shall be substituted, namely:—

“(9) ‘heavy motor vehicle’ means a transport vehicle or omnibus the registered laden weight of which, or a motor car or tractor the unladen weight of which, exceeds 18,000 pounds avoirdupois.”;

(f) clause (11) shall be omitted;

(g) to clause (12), the words, figures and letter “or section 21J” shall be added;

(h) for clauses (13) and (14), the following clauses shall be substituted, namely:—

“(13) ‘light motor vehicle’ means a transport vehicle or omnibus the registered laden weight of which, or a motor car or tractor the unladen weight of which, does not exceed 6,000

pounds avoirdupois;

(14) ‘medium motor vehicle’ means any motor vehicle other than a motor cycle, invalid carriage, light motor vehicle, heavy motor vehicle or road roller;”;

(i) in clause (16), for the word “locomotive”, the word “omnibus” shall be substituted;

(j) in clause (18), for the words “used solely upon the premises of the owner”, the words “a vehicle of a special type adapted for use only in a factory or in any other enclosed premises” shall be substituted;

(k) after clause (18), the following clause shall be inserted, namely:—

“(18A) ‘omnibus’ means any motor vehicle constructed or adapted to carry more than six persons excluding the driver;”;

(l) in clause (20), after the words “issued by”, the words “the Commission or” shall be inserted;

(m) for clause (26), the following clause shall be substituted, namely:—

“(26) ‘registered axle weight’ means, in respect of the axle of any vehicle, the axle weight certified and registered by the registering authority as permissible for that axle;”;

(n) in clause (30), the words and figures “the unladen weight of which does not exceed 16,000 pounds avoirdupois” shall be omitted;

(o) for clause (33), the following clause shall be substituted, namely:—

“(33) ‘transport vehicle’ means a public service vehicle or a goods vehicle.”;

3. **Amendment of section 3.**—In sub-section (1) of section 3 of the principal Act,—

(a) for the word “licence” occurring in both the places, the words “driving licence” shall be substituted;

(b) for the words “public service vehicle”, the words “transport vehicle” shall be substituted.

4. **Amendment of section 6.**—In section 6 of the principal Act, for the word “licence” wherever it occurs, the words “driving licence” shall be substituted.

5. **Amendment of section 7.**—In section 7 of the principal Act,—

(a) for the word “licence” wherever it occurs, the words “driving licence” shall be substituted;

(b) in sub-section (6), for the first proviso, the following proviso shall be substituted, namely:—

“Provided that, where the application is for a licence to drive a motor cycle or a light motor vehicle, the licensing authority shall exempt the applicant from Part I of the test specified in the Third Schedule, if the licensing authority is satisfied—

(a) that the applicant has previously held a licence to drive and that the period between the date of expiry of that licence and the date of such application does not exceed five years; or

(b) that the applicant holds a driving licence issued by a competent authority of any country outside India.”;

(c) for sub-section (7), the following sub-section shall be substituted:—

“(7) The test of competence to drive shall be carried out in a vehicle of the type to which the application refers, and for the purposes of Part I of the test,—

(a) a person who passes the test in driving a heavy motor vehicle shall be deemed also to have passed the test in driving any medium motor vehicle or light motor vehicle;

(b) a person who passes the test in driving a medium motor vehicle shall be deemed also to have passed the test in driving any light vehicle.”;

(d) in sub-section (8),—  
 (i) for the words "five rupees", the words "eleven rupees", shall be substituted;  
 (ii) in the proviso, for the words "motor car", the words "light motor vehicle" shall be substituted;  
 (iii) after the proviso, the following further proviso shall be inserted, namely:—

"Provided further that the licensing authority shall not issue a new driving licence to the applicant, if he had previously held a driving licence issued under this Act, unless it is satisfied that there is good reason for his inability to obtain a duplicate copy of his former licence."

**6. Amendment of section 8.**—In section 8 of the principal Act,—

(a) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;  
 (b) in sub-section (2),—  
 (i) for the words "public service vehicle", the words "transport vehicle" shall be substituted;  
 (ii) for clauses (b) to (k), both inclusive, the following clauses shall be substituted:—  
 (b) invalid carriage,  
 (c) light motor vehicle,  
 (d) medium motor vehicle,  
 (e) heavy motor vehicle,  
 (f) road roller,  
 (g) motor vehicle of a specified description".

**7. Insertion of new section 8A.**—After section 8 of the principal Act, the following section shall be inserted, namely:—

**8A. Additions to driving licence.**—(1) Any person holding a driving licence issued under this Chapter who is not for the time being disqualified for holding or obtaining a driving licence may apply in Form AA as set forth in the First Schedule, to the licensing authority having jurisdiction in the area in which he ordinarily resides or carries on business or, if the application relates to a licence to drive as a paid employee, in which the employer resides or carries on business, for the addition of another class of motor vehicle to the licence.

(2) The provisions of section 7 shall apply to an application under this section as if the application were for the grant of a licence under that section to drive the class of motor vehicle which the applicant desires to be added to his licence:

Provided that the provisions of sub-section (3) and (4) of that section shall not apply where the applicant is the holder of a licence to drive as a paid employee or to drive a transport vehicle.

(3) No fee other than a fee for the test of competence to drive shall be charged for an addition to a driving licence under this section."

**8. Amendment of section 9.**—In section 9 of the principal Act,—

(a) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;  
 (b) in sub-section (2),—  
 (i) for the words and figures "the International Convention relative to motor traffic concluded at Paris on the 24th day of April, 1926, or of any Convention modifying the same", the words "any International Convention relative to motor traffic to which the Central Government is for the time being a party" shall be substituted;  
 (ii) the words "or in the French or Portuguese Settlements bounded by India" shall be omitted;  
 (iii) for the words "in the State or Settlement in which the licence was issued", the words

"in that State" shall be substituted;  
 (c) in sub-section (3),—  
 (i) in clause (a), for the words "public service vehicle", the words "transport vehicle" shall be substituted;  
 (ii) at the end of clause (b), the word "or" shall be omitted;  
 (iii) clause (c) shall be omitted;  
 (d) in sub-section (4),—  
 (i) the words "or French or Portuguese Settlement bounded by India" shall be omitted;  
 (ii) the words "or Settlement as aforesaid" shall be omitted;  
 (iii) for the words "the State or Settlement", the words "that State" shall be substituted.

**9. Substitution of new section for section 10.**—For section 10 of the principal Act, the following section shall be substituted, namely:—

**10. Currency of driving licence.**—A driving licence issued or renewed under this Act shall, subject to the provisions contained in this Act as to the cancellation of driving licences and the disqualification of holders of driving licences for holding or obtaining driving licences, be effective without renewal for a period of three years only, from the date of the issue of the licence or, as the case may be, from the date with effect from which the licence is renewed under section 11; and the driving licence shall be deemed to continue to be effective for a period of thirty days after the date of its expiry."

**10. Amendment of section 11.**—In section 11 of the principal Act,—

(a) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;  
 (b) for sub-section (1), the following sub-section shall be substituted, namely:—

"(1) Any licensing authority may, on application made to it, renew a licence issued under the provisions of this Act with effect from the date of its expiry:

Provided that in any case where the application for the renewal of a licence is made more than thirty days after the date of its expiry, the driving licence shall be renewed with effect from the date of its renewal."

(c) for sub-section (3), the following sub-sections shall be substituted, namely:—

"(3) Where an application for the renewal of a driving licence is made previous to, or not more than thirty days after, the date of its expiry, the fee payable for such renewal shall be nine rupees.

(4) Where an application for the renewal of a driving licence is made more than thirty days after the date of its expiry, the fee payable for such renewal shall be eleven rupees:

Provided that the fee referred to in sub-section (3) may be accepted by the licensing authority, if it is satisfied that the applicant was prevented by good cause from applying within the time specified in that sub-section:

Provided further that if the application is made more than five years after the driving licence has ceased to be effective the licensing authority may refuse to renew the driving licence, unless the applicant undergoes and passes to its satisfaction the test of competence to drive specified in the Third Schedule."

**11. Amendment of section 12.**—In section 12 of the principal Act,—

(a) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;  
 (b) for the words "a licensing authority", the words "any licensing authority" shall be substituted;  
 (c) the words "issued by it" shall be omitted;  
 (d) the words "and where the authority revoking a driving licence is not the authority which issued the same, it shall intimate the fact of revocation to the authority which issued that licence" shall be inserted at the end.

**12. Amendment of section 13.**—In section 13 of the principal Act,—

- (a) in sub-section (1), for the words "the licensing authority refuses to issue or revokes or refuses to renew any licence", the words "a licensing authority refuses to issue or renew, or revokes, any driving licence, or refuses to add a class of motor vehicle to any driving licence" shall be substituted;
- (b) for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) Any person aggrieved by an order made under sub-section (1) may, within thirty days of the service on him of the order, appeal to the prescribed authority which shall decide the appeal after giving such person and the authority making the order an opportunity of being heard and the decision of the appellate authority shall be binding on the authority making the order."

(c) sub-section (3) shall be omitted.

**13. Amendment of section 14.**—In section 14 of the principal Act,—

- (a) in sub-section (1),—
  - (i) for the word "licences", the words "driving licences" shall be substituted;
  - (ii) the words "and are used for Government purposes unconnected with any commercial enterprise" shall be inserted at the end;
- (b) in sub-sections (2), (3) and (4), for the word "licence" wherever it occurs, the words "driving licence" shall be substituted.

**14. Amendment of section 15.**—In section 15 of the principal Act, for the word "licence" wherever it occurs, the words "driving licence" shall be substituted.

**15. Amendment of section 16.**—In sub-section (1) of section 16 of the principal Act, for the words "a public service vehicle", the words "a transport vehicle" shall be substituted.

**16. Amendment of sections 17, 18, 19 and 20.**—In sections 17 to 20, both inclusive, of the principal Act, for the word "licence" wherever it occurs, the words "driving licence" shall be substituted.

**17. Amendment of section 21.**—In sub-section (2) of section 21 of the principal Act,—

- (a) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;
- (b) after clause (a), the following clause shall be inserted, namely:—
  - "(aa) the conduct of persons to whom licences to drive transport vehicles or contract carriages are issued;"
  - (c) in clause (c), after the words "in driving", the words "or to persons whose driving licences have been surrendered" shall be inserted;
  - (d) in clause (d), for the words "public service vehicle", the words "transport vehicle" shall be substituted;
  - (e) after clause (d), the following clause shall be inserted, namely:—
    - "(dd) the badges and uniform to be worn by drivers of stage carriages or contract carriages and the fees to be paid in respect of badges;"

**18. Insertion of new Chapter II A.**—After Chapter II of the principal Act, the following shall be inserted, namely:—

**"CHAPTER II A**

**LICENSING OF CONDUCTORS OF STAGE CARRIAGES**

**21A. Necessity for conductor's licence.**—(1) No person shall act as a conductor of a stage carriage unless he holds an effective conductor's licence issued to him authorising him to act as such conductor; and no person shall employ or permit any person who is not so licensed to act as a conductor of a stage carriage.

(2) A State Government may prescribe the conditions subject to which sub-section (1) shall not apply to a driver of a stage carriage performing

the functions of a conductor or to a person employed to act as a conductor for a period not exceeding one month.

**21B. Grant of conductor's licence.**—(1) Any person who is not disqualified under sub-section (1) of section 21C and who is not for the time being disqualified for holding or obtaining a conductor's licence may apply to the licensing authority having jurisdiction in the area in which he ordinarily resides or carries on business for the issue to him of a conductor's licence.

(2) Every application under sub-section (1) shall be in such form as may be prescribed and shall be signed by, or bear the thumb impression of, the applicant in two places, and shall contain the information required by the form.

(3) Every application for a conductor's licence shall be accompanied by a medical certificate in such form as may be prescribed, signed by a registered medical practitioner and shall also be accompanied by two clear copies of a recent photograph of the applicant.

(4) A conductor's licence issued under this Chapter shall be in such form and contain such particulars as may be prescribed.

(5) The fee for a conductor's licence and for each renewal thereof shall be one-half of that for a driving licence.

**21C. Disqualifications for the grant of conductor's licence.**—(1) No person under the age of eighteen years shall hold, or be granted, a conductor's licence.

(2) The licensing authority may refuse to grant a conductor's licence—

- (a) if the applicant does not possess the prescribed qualifications;
- (b) if the medical certificate produced by the applicant discloses that he is physically unfit to act as a conductor; and
- (c) if any previous conductor's licence held by the applicant was revoked.

**21D. Revocation of a conductor's licence on grounds of disease or disability.**—A Conductor's licence may at any time be revoked by any licensing authority or any Regional Transport Authority constituted under Chapter IV, if the authority has reasonable grounds to believe that the holder of the license is suffering from any disease or disability which is likely to render him permanently unfit to hold such a licence and where the authority revoking a conductor's licence is not the authority which issued the same, it shall intimate the fact of revocation to the authority which issued that licence.

**21E. Orders refusing, etc., conductor's licences and appeals therefrom.**—(1) Where a licensing authority refuses to issue or renew or revokes any conductor's licence, it shall do so by an order communicated to the applicant or the holder, as the case may be, giving the reasons in writing for such refusal or revocation.

(2) Any person aggrieved by an order made under sub-section (1) may, within thirty days of the service on him of the order, appeal to the prescribed authority which shall decide the appeal after giving such person and the authority making the order an opportunity of being heard and the decision of the appellate authority shall be binding on the authority making the order.

**21F. Power of licensing authority and regional Transport Authority to disqualify.**—(1) If any licensing authority or any Regional Transport Authority constituted under Chapter IV is of opinion that it is necessary to disqualify the holder of a conductor's licence for holding or obtaining such a licence on account of his previous conduct as a conductor, it may, for reasons to be recorded, make an order disqualifying that person for a specified period.

not exceeding one year, for holding or obtaining a conductor's licence.

- (2) Upon the issue of any such order, the holder of the conductor's licence shall forthwith surrender the licence to the authority making the order, if the licence has not already been surrendered, and the authority shall keep the licence until the disqualification has expired or has been removed.
- (3) Where the authority disqualifying the holder of a conductor's licence under this section is not the authority which issued the licence, it shall intimate the fact of such disqualification to the authority which issued the same.
- (4) Any person aggrieved by an order made under sub-section (1) may, within thirty days of the service on him of the order, appeal to the prescribed authority which shall decide the appeal after giving such person and the authority making the order an opportunity of being heard and the decision of the appellate authority shall be binding on the authority making the order.

**21G. Power of Court to disqualify.**—(1) Where any person holding a conductor's licence is convicted of an offence under this Act, the court by which such person is convicted may, in addition to imposing any other punishment authorised by law, declare the person so convicted to be disqualified for such period as the court may specify for holding a conductor's licence.

(2) The court to which an appeal lies from any conviction of an offence of the nature specified in sub-section (1) may set aside or vary any order of disqualification made by the court below, and the court to which appeals ordinarily lie from the court below, may set aside or vary any order of disqualification made by that court, notwithstanding that no appeal lies against the conviction in connection with which such order was made.

**21H. Certain provisions of Chapter II to apply to conductor's licence.**—The provisions of sub-section (2) of section 6, sub-section (1) of section 9, sections 10, 11 and 18, sub-section (1) of section 19 and section 20 shall, so far as may be, apply in relation to a conductor's licence, as they apply in relation to a driving licence.

**21I. Savings.**—If any licence to act as a conductor of a stage carriage (by whatever name called) has been issued by any State Government and is effective immediately before the commencement of this Chapter in that State, it shall continue to be effective, notwithstanding such commencement, for the period for which it would have been effective, if the Motor Vehicles (Amendment) Act, 1956, had not been passed, and every such licence shall be deemed to be a licence issued under this Chapter as if this Chapter had been in force on the date on which that licence was granted.

**21J. Power to make rules.**—(1) A State Government may make rules for the purpose of carrying into effect the provisions of this Chapter.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for—

- (a) the appointment, jurisdiction, control and functions of licensing authorities and other prescribed authorities under this Chapter;
- (b) the condition subject to which drivers of stage carriages and persons temporarily employed may be exempted from the provisions of this Chapter;
- (c) the form of application for conductor's licences or for renewal of such licences and the particulars it may contain;
- (d) the form in which conductor's licences may be issued or renewed and the particulars it may contain;
- (e) the minimum qualifications of conductors; their duties and functions and the conduct

of persons to whom conductor's licences are issued;

- (f) the issue of duplicate licences to replace licences lost, destroyed or mutilated, the replacement of photographs which have become obsolete and the fees to be charged therefor;
- (g) the conduct and hearing of appeals that may be preferred under this Chapter, the fees to be paid in respect of such appeals and the refund of such fees:

Provided that no fee so fixed shall exceed two rupees;

- (h) the badges and uniform to be worn by conductors of stage carriages and the fees to be paid in respect of such badges;
- (i) the granting by registered medical partitioners of the certificates referred to in sub-section (3) of section 21B and the form of such certificates;
- (j) the communication of particulars of conductor's licences from one authority to other authorities; and
- (k) any other matter which is to be, or may be, prescribed.”.

**19. Amendment of section 22.**—Sub-section (2) of section 22 of the principal Act shall be omitted.

**20. Amendment of section 23.**—In section 23 of the principal Act, after the words “the provisions of”, the word, figures and letter “section 24A”, shall be inserted.

**21. Amendment of section 24.**—To sub-section (1) of section 24 of the principal Act, the following proviso shall be added, namely:—

“Provided that where a motor vehicle is jointly owned by more persons than one, the application shall be made by one of them on behalf of all the owners and such applicant shall be deemed to be the owner of the motor vehicle for the purposes of this Act.”

**22. Insertion of new section 24A.**—After section 24 of the principal Act, the following section shall be inserted, namely:—

**24A. Special provisions for registration of motor vehicles of diplomatic officers, etc.**—(1) Where an application for registration of a motor vehicle is made under sub-section (1) of section 24 by or on behalf of any diplomatic officer or consular officer, then, notwithstanding anything contained in sub-section (2) or sub-section (3) of that section, the registering authority shall register the vehicle in such manner and in accordance with such procedure as may be provided by rules made in this behalf by the Central Government under sub-section (3) and shall assign to the vehicle for display thereon a special registration mark in accordance with the provisions contained in those rules and shall issue a certificate that the vehicle has been registered under this section; and any vehicle so registered shall not, so long as it remains the property of any diplomatic officer or consular officer, require to be registered otherwise under this Act.

(2) If any vehicle registered under this section ceases to be the property of any diplomatic officer or consular officer, the certificate of registration issued under this section shall also cease to be effective, and the provisions of section 23 shall thereupon apply.

(3) The Central Government may make rules for the registration of motor vehicles belonging to diplomatic officers and consular officers regarding the procedure to be followed by the registering authority for registering such vehicles, the form in which certificates of registration of such vehicles are to be issued, the manner in which certificates of registration are to be sent to the owners of the vehicles and the special registration marks to be assigned to such vehicles.

(4) For the purposes of this section, 'diplomatic officer' or 'consular officer' means any person who is recognised as such by the Central Government and if any question arises as to whether a person is or is not such an officer, the decision of the Central Government thereon shall be final."

**23. Amendment of section 25.**—In sub-section (1) of section 25 of the principal Act, after the words "registering authority", the words "or other prescribed authority" shall be inserted.

**24. Amendment of section 26.**—Section 26 of the principal Act shall be re-numbered as sub-section (1) thereof and—

(a) in sub-section (1) as so re-numbered, for the words "authority may before", the words "authority shall before" shall be substituted;

(b) after sub-section (1) as so re-numbered, the following sub-section shall be inserted, namely:—

"(2) Nothing in sub-section (1) shall apply to any motor vehicle owned by or on behalf of the Government."

**25. Amendment of section 28.**—In section 28 of the principal Act,—

(a) in sub-section (2),—

(i) for the words and figures "the International Convention relative to motor traffic concluded at Paris on the 24th day of April, 1926 or of any convention modifying the same", the words "any international convention relative to motor traffic to which the Central Government is for the time being a party" shall be substituted;

(ii) the words and figures "section 23 and" shall be omitted;

(iii) the words "or in the French or Portuguese Settlements bounded by India" shall be omitted;

(iv) for the proviso, the following proviso shall be substituted, namely:—

"Provided that there is in force in respect of the vehicle a certificate issued by the competent authority conforming to and containing substantially the same particulars as a certificate of registration in Form G as set forth in the First Schedule and that such certificate does not assign to the vehicle a standard of performance in any respect materially greater than that assignable or permissible under this Act or the rules made thereunder for a motor vehicle of like make and model in the State in which the vehicle is to be driven."

(b) in sub-section (3), after the word "India", the words "and the provisions of this Act shall be applicable thereto" shall be inserted;

(c) in sub-section (5),—

(i) the words "or any French or Portuguese Settlement" shall be omitted;

(ii) the words "or Settlement" wherever they occur shall be omitted.

**26. Amendment of section 29.**—In sub-section (1) of section 29 of the principal Act, for the words "When a motor vehicle registered in one State has been kept in another State for a period exceeding twelve months", the following words shall be substituted, namely:—

"When a motor vehicle—

(a) registered in one State has been kept in another State, or

(b) registered in the State of Jammu and Kashmir has been kept in India,

for a period exceeding twelve months".

**27. Amendment of section 31.**—For sub-section (1) of section 31 of the principal Act, the following sub-section shall be substituted, namely:—

"(1) Where the ownership of any motor vehicle registered under this Chapter is transferred,—

(a) the transferor shall, within fourteen days of the transfer, report the transfer to the registering authority within whose jurisdiction the

transfer is effected and shall simultaneously send a copy of the said report to the transferee;

(b) the transferee shall, within thirty days of the transfer, report the transfer to the registering authority within whose jurisdiction he resides, and shall forward the certificate of registration to that registering authority together with the prescribed fee and a copy of the report received by him from the transferor in order that particulars of the transfer of ownership may be entered in the certificate of registration."

**28. Substitution of new sections for section 32.**—For section 32 of the principal Act, the following sections shall be substituted, namely:—

**"32. Alteration in motor vehicle.**—(1) No owner of a motor vehicle shall so alter the vehicle that the particulars contained in the certificate of registration are no longer accurate, unless—

(a) he has given notice to the registering authority within whose jurisdiction he resides of the alteration he proposes to make; and

(b) he has obtained the approval of the registering authority to make such alteration:

Provided that it shall not be necessary to obtain such approval for making any change in the unladen weight of the motor vehicle consequent on the addition or removal of fittings or accessories, if such change does not exceed two per cent. of the weight entered in the certificate of registration.

(2) Where a registering authority has received notice under sub-section (1), it shall, within seven days of the receipt thereof, communicate, by post, to the owner of the vehicle its approval to the proposed alteration or otherwise:

Provided that where the owner of the motor vehicle has not received any such communication within the said period of seven days, the approval of such authority to the proposed alteration shall be deemed to have been given.

(3) Notwithstanding anything contained in sub-section (1), a State Government may, by notification in the Official Gazette, authorise, subject to such conditions as may be specified in the notification, the owners of not less than ten transport vehicles to alter any vehicle owned by them so as to change its engine number by replacing the engine thereof without the approval of the registering authority.

(4) Where any alteration has been made in a motor vehicle either with the approval of the registering authority given or deemed to have been given under sub-section (2) or by reason of any change in its engine number without such approval under sub-section (3), the owner of the vehicle shall, within fourteen days of the making of the alteration, report the alteration to the registering authority within whose jurisdiction he resides and shall forward the certificate of registration to that authority together with the prescribed fee in order that particulars of the alteration may be entered therein.

(5) A registering authority other than the original registering authority making any such entry shall communicate the details of the entry to the original registering authority.

**32A. Power of State Government to require the production of certificates of registration in certain cases.**—Where a State Government is of opinion that particulars relating to the colour or colours of the body, wings and front end of any class of motor vehicles registered before the commencement of the Motor Vehicles (Amendment) Act, 1956, should be entered in the certificates of registration relating to such vehicles, the State Government may, by notification in the Official Gazette, require the owners of such class of motor vehicles to produce their certificates of registration before the registering authority within such time as may be specified in the notification."

**29. Amendment of section 33.**—For sub-section (1) of section 33 of the principal Act, the following sub-section

shall be substituted, namely:—

- "(1) If any registering authority or other prescribed authority has reason to believe that any motor vehicle within its jurisdiction—
  - (a) is in such a condition that its use in a public place would constitute a danger to the public, or that it fails to comply with the requirements of Chapter V or of the rules made thereunder, or
  - (b) has been, or is being, used for hire or reward without a valid permit for being used as such, the authority may, after giving the owner an opportunity of making any representation he may wish to make (by sending to the owner a notice by registered post acknowledgement due at his address entered in the certificate of registration), for reasons to be recorded in writing, suspended the certificate of registration of the vehicle—
    - (i) in any case falling under clause (a), until the defects are remedied to its satisfaction; and
    - (ii) in any case falling under clause (b), for a period not exceeding four months.”.

30. **Amendment of section 34.**—In sub-section (3) of section 34 of the principal Act,—

- (a) after the words “wish to make”, the brackets and words “(by sending to the owner a notice by registered post acknowledgement due at his address entered in the certificate of registration)” shall be inserted;
- (b) after the words “in such a condition that”, the words “it is incapable of being used or” shall be inserted.

31. **Amendment of section 35.**—The proviso to sub-section (2) of section 35 of the principal Act shall be omitted.

32. **Substitution of new section for sections 36 and 37.**—For section 36 and section 37 of the principal Act, the following section shall be substituted, namely:—

“36. **Special provisions in regard to transport vehicles.**—(1) Having regard to the number, nature and size of the tyres attached to the wheels of a transport vehicle, other than a motor cab, and its make and model and other relevant considerations, a State Government may, with the approval of the Central Government, by notification in the Official Gazette, specify in relation to each make and model of a transport vehicle the maximum safe laden weight of such vehicle and the maximum safe axle weight of each axle of such vehicle.

(2) A registering authority, when registering a transport vehicle other than a motor cab, shall enter in the record of registration and shall also enter in the certificate of registration of the vehicle the following particulars, namely:—

- (a) the unladen weight of the vehicle;
- (b) the number, nature and size of the tyres attached to each wheel;
- (c) the registered laden weight of the vehicle and the registered axle weights pertaining to the several axles thereof; and
- (d) if the vehicle is used or adapted to be used for the carriage of passengers solely or in addition to goods, the number of passengers for whom accommodation is provided;

and the owner of the vehicle shall have the same particulars exhibited in the prescribed manner on the vehicle.

(3) There shall not be entered in the certificate of registration of any such vehicle any laden weight of the vehicle or a registered axle weight of any of its axles in excess of that specified in the notification under sub-section (1) in relation to the make and model of the vehicle and to the number, nature and size of the tyres attached to its wheels:

Provided that where it appears to a State Government that heavier weights than those specified in the notification under sub-section (1) may be permitted in a particular locality for vehicles

of a particular type, the State Government may, by order in the Official Gazette, direct that the provisions of this sub-section shall apply with such modifications as may be specified in the order.

- (4) When by reason of any alteration in such vehicle, including an alteration in the number, nature or size of its tyres, the registered laden weight of the vehicle or the registered axle weight of any of its axles no longer accords with the provisions of sub-section (3), the provisions of section 32 shall apply and the registering authority shall enter in the certificate of registration of the vehicle revised registered weights which accord with the said sub-section.
- (5) In order that the registered weight entered in the certificate of registration of a vehicle may be revised in accordance with the provisions of sub-section (3), the registering authority may require the owners of transport vehicles in accordance with such procedure as may be prescribed to produce the certificates of registration within such time as may be specified by the registering authority.”.

33. **Amendment of section 38.**—In section 38 of the principal Act,—

- (a) for sub-section (2), the following sub-section shall be substituted, namely:—
  - "(2) Subject to the provisions of sub-section (3), a certificate of fitness shall remain effective for such period, not being in any case more than two years or less than six months, as may be specified in the certificate by the prescribed authority under sub-section (1).”;
- (b) after sub-section (3), the following sub-section shall be inserted, namely:—
  - "(4) A certificate of fitness issued under this Act shall, while it remains effective, be valid throughout India, and a State Government may, by notification in the Official Gazette, declare that subject to such conditions as may be specified in the notification, certificates of fitness issued by a competent authority in the State of Jammu and Kashmir shall, while they remain effective, be valid in the State as if they were issued under this Act.”.

34. **Amendment of section 39.**—In sub-section (2) of section 39 of the principal Act, for the words and letter “of fitness in Form H as set forth in the First Schedule”, the words and figures “to the effect that the vehicle complies for the time being with all the requirements of Chapter V and the rules made thereunder” shall be substituted.

35. **Amendment of section 41.**—In sub-section (2) of section 41 of the principal Act,—

- (a) for clause (c), the following clauses shall be substituted, namely:—
  - "(c) the issue of certificates of registration and fitness and duplicates of such certificates to replace the certificates lost, destroyed or mutilated;
  - (cc) the production of certificates of registration before the registering authority for the revision of entries therein of particulars relating to the registered weight or the colour or colours of the body, wings and front end of vehicles;”;
- (b) clause (i) shall be omitted;
- (c) in clause (l), for the words “delivery vans”, the words “goods vehicles, being light motor vehicles” shall be substituted.

36. **Amendment of section 42.**—In section 42 of the principal Act,—

- (a) in sub-section (1), after the words “State Transport Authority”, the words “or the Commission” shall be inserted;
- (b) in sub-section (3)—
  - (i) for clause (a), the following clause shall be substituted, namely:—

"(a) to any transport vehicle owned by the Central Government or a State Government and used for Government purposes unconnected with any commercial enterprise;";  
 (ii) after clause (e), the following clause shall be inserted, namely:—

"(ee) to any transport vehicle owned by a manufacturer of automobiles and used solely for such purposes as may be approved by the Central Government;";  
 (iii) in clause (h), for the words "or any French or Portuguese Settlement bounded by India", the word "and" shall be substituted;  
 (iv) for clause (i), the following clause shall be substituted, namely:—

"(i) except as may otherwise be prescribed, to any goods vehicle which is a light motor vehicle and does not ply for hire or reward, or to any two wheeled trailer with a registered laden weight not exceeding 1700 pounds avoidupois drawn by a motor car.;"

(c) in sub-section (4), for the word "passengers", the word "persons" shall be substituted.

**37. Amendment of section 43.**—In section 43 of the principal Act,—

(a) in sub-section (1), for the portion commencing with the words "and after having heard the representatives of the interests affected" and ending with the words "to be applicable throughout the State or within any area or on any route within the State", the following shall be substituted, namely:—

"may, from time to time, by notification in the Official Gazette, issue directions to the State Transport Authority—

(i) regarding the fixing of fares and freights for stage carriages, contract carriages and public carriers;  
 (ii) regarding the prohibition or restriction, subject to such conditions as may be specified in the directions, of the conveying of long distance goods traffic generally, or of specified classes of goods, by private or public carriers;  
 (iii) regarding the grant of permits for alternative routes or areas, to persons in whose cases the existing permits are cancelled or the terms thereof are modified in exercise of the powers conferred by clause (b) or clause (c) of sub-section (2) of section 68F;

(iv) regarding any other matter which may appear to the State Government necessary or expedient for giving effect to any agreement entered into with the Central Government or any other State Government or the Government of any other country relating to the regulation of motor transport generally, and in particular to its co-ordination with other means of transport and the conveying of long distance goods traffic:

Provided that no such notification shall be issued unless a draft of the proposed directions is published in the Official Gazette specifying therein a date being not less than one month after such publication, on or after which the draft will be taken into consideration and any objection or suggestion which may be received has, in consultation with the State Transport Authority, been considered after giving the representatives of the interests affected an opportunity of being heard."

(b) in sub-section (3), for the words "the State and Regional Transport Authorities", the words "the State Transport Authority" shall be substituted.

**38. Amendment of section 44.**—In section 44 of the principal Act,—

(a) in sub-section (2)—

(i) for the words "such number of officials and

non-officials as the State Government may think fit to appoint", the words "a Chairman who has had judicial experience and such other officials and non-officials, not being less than two, as the State Government may think fit to appoint" shall be substituted;  
 (ii) to the said sub-section, the following proviso shall be added, namely:—

"Provided that nothing in this sub-section shall be construed as debarring an official (other than an official connected directly with the management or operation of a transport undertaking) from being appointed as or continuing as a member of any such Authority merely by reason of the fact that the Government employing the official has, or acquires, any financial interest in a transport undertaking."

(b) in sub-section (3), after the words "State Transport Authority", the words and figures "shall give effect to any directions issued under section 43, and subject to such directions and save as otherwise provided by or under this Act" shall be inserted;

(c) in sub-section (4), after the word "shall", the words "in the discharge of its functions under this Act, give effect to and" shall be inserted.

**39. Substitution of new section for section 45.**—For section 45 of the principal Act, the following section shall be substituted, namely:—

**"45. General provision as to applications for permits.**—Every application for a permit shall be made to the Regional Transport Authority of the region in which it is proposed to use the vehicle or vehicles:

Provided that if it is proposed to use the vehicle or vehicles in two or more regions lying within the same State, the application shall be made to the Regional Transport Authority of the region in which the major portion of the proposed route or area lies, and in case the portion of the proposed route or area in each of the regions is approximately equal, to the Regional Transport Authority of the region in which it is proposed to keep the vehicle or vehicles:

Provided further that if it is proposed to use the vehicle or vehicles in two or more regions lying in different States, the application shall be made to the Regional Transport Authority of the region in which the applicant resides or has his principal place of business."

**40. Substitution of new section for section 46.**—For section 46 of the principal Act, the following section shall be substituted, namely:—

**"46. Application for stage carriage permit.**—An application for a permit in respect of a service of stage carriage or to use a particular motor vehicle as a stage carriage (in this Chapter referred to as a stage carriage permit) shall, as far as may be, contain the following particulars, namely:—

- the route or routes or the area or areas to which the application relates;
- the number of vehicles it is proposed to operate in relation to each route or area and the type and seating capacity of each such vehicle;
- the minimum and maximum number of daily services proposed to be provided in relation to each route or area and the time-table of the normal services;
- the number of vehicles intended to be kept in reserve to maintain the service and to provide for special occasions;
- the arrangements intended to be made for the housing and repair of the vehicles, for the comfort and convenience of passengers and for the storage and safe custody of luggage;
- such other matters as may be prescribed."

**41. Amendment of section 47.**—In section 47 of the principal Act,—

(a) for sub-section (1), the following sub-section

shall be substituted, namely:—

“(I) A Regional Transport Authority shall, in considering an application for a stage carriage permit, have regard to the following matters, namely:—

- the interests of the public generally;
- the advantages to the public of the service to be provided, including the saving of time likely to be effected thereby and any convenience arising from journeys not being broken;
- the adequacy of other passenger transport services operating or likely to operate in the near future, whether by road or other means, between the places to be served;
- the benefit to any particular locality or localities likely to be afforded by the service;
- the operation by the applicant of other transport services, including those in respect of which applications from him for permits are pending;
- the condition of the roads included in the proposed route or area;

and shall also take into consideration any representations made by persons already providing passenger transport facilities by any means along or near the proposed route or area, or by any association representing persons interested in the provision of road transport facilities recognised in this behalf by the State Government, or by any local authority or police authority within whose jurisdiction any part of the proposed route or area lies:

Provided that other conditions being equal, an application for a stage carriage permit from a co-operative society registered or deemed to have been registered under any enactment in force for the time being shall, as far as may be, be given preference over applications from individual owners.”;

(b) after sub-section (2), the following sub-section shall be inserted, namely:—

(3) A Regional Transport Authority may, having regard to the matters mentioned in sub-section (I), limit the number of stage carriages generally or of any specified type for which stage carriage permits may be granted in the region or in any specified area or on any specified route within the region.”.

42. **Substitution of new section for section 48.**—For section 48 of the principal Act, the following section shall be substituted, namely:—

“48. **Grant of stage carriage permits.**—(1) Subject to the provisions of section 47, a Regional Transport Authority may, on an application made to it under section 46, grant a stage carriage permit in accordance with the application or with such modifications as it deems fit or refuse to grant such a permit:

Provided that no such permit shall be granted in respect of any route or area not specified in the application.

(2) Every stage carriage permit shall be expressed to be valid only for a specified route or routes or for a specified area.

(3) The Regional Transport Authority, if it decides to grant a stage carriage permit, may grant the permit for a service of stage carriages of a specified description or for one or more particular stage carriages, and may, subject to any rules that may be made under this Act, attach to the permit any one or more of the following conditions, namely:—

(i) that the service or any specified part thereof shall be commenced with effect from a specified date;

(ii) the minimum and maximum number of daily services to be maintained in relation to any route or area generally or on special days and occasions;

(iii) that copies of the time table of the service

or of particular stage carriages approved by the Regional Transport Authority shall be exhibited on the vehicles and at specified stands and halts on the route or within the area;

(iv) that the service shall be operated within such margins of deviation from the approved time table as the Regional Transport Authority may from time to time specify;

(v) that within municipal limits and such other areas and places as may be prescribed, passengers or goods shall not be taken up or set down except at specified points;

(vi) the maximum number of passengers and the maximum weight of luggage that may be carried on any specified vehicle or on any vehicle of a specified type, either generally or on specified occasions or at specified times and seasons;

(vii) the weight and nature of passengers' luggage that shall be carried free of charge the total weight of luggage that may be carried in relation to each passenger, and the arrangements that shall be made for the carriage of luggage without causing inconvenience to passengers;

(viii) the rate of charge that may be levied for passengers' luggage in excess of the free allowances;

(ix) that vehicles of specified types fitted with bodies conforming to approved specifications shall be used:

Provided that the attachment of this condition to a permit shall not prevent the continued use, for a period of two years from the date of publication of the approved specifications, of any vehicle operating on that date;

(x) that specified standards of comfort and cleanliness shall be maintained in the vehicles;

(xi) the conditions subject to which goods may be carried in any stage carriage in addition to or to the exclusion of passengers;

(xii) that fares shall be charged in accordance with the approved fare table;

(xiii) that a copy of, or extract from, the fare table approved by the Regional Transport Authority and particulars of any special fares or rates of fares so approved for particular occasions shall be exhibited on every stage carriage and at specified stands and halts;

(xiv) that tickets bearing specified particulars shall be issued to passengers and shall show the fares actually charged and that records of tickets issued shall be kept in a specified manner;

(xv) that mails shall be carried on any of the vehicles authorised by the permit subject to such conditions (including conditions as to the time in which mails are to be carried and the charges which may be levied as may be specified);

(xvi) the reserve of vehicles to be kept by the holder of the permit to maintain the service and to provide for special occasions;

(xvii) the conditions subject to which any vehicle covered by the permit may be used as a contract carriage;

(xviii) that specified arrangements shall be made for the housing, maintenance and repair of vehicles;

(xix) that any specified bus station or shelter maintained by Government or a local authority shall be used and that any specified rent or fee shall be paid for such use;

(xx) that the conditions of the permit shall not be departed from, save with the approval of the Regional Transport Authority;

(xxi) that the Regional Transport Authority

may, after giving notice of not less than one month,—

(a) vary the conditions of the permit;

(b) attach to the permit further conditions;

(xxii) that the holder of a permit shall furnish to the Regional Transport Authority such periodical returns, statistics and other information as the State Government may from time to time prescribe;

(xxiii) any other conditions which may be prescribed.”

**43. Amendment of section 49.**—In section 49 of the principal Act,—

(a) for the words “a motor vehicle as a contract carriage”, the words “one or more motor vehicles as a contract carriage or carriages” shall be substituted;

(b) in clause (a), after the word “vehicle”, the words “or each of the vehicles” shall be inserted.

**44. Amendment of section 50.**—In section 50 of the principal Act, for the words “in deciding whether to grant or refuse”, the words “in considering and application for” shall be substituted.

**45. Substitution of new section for section 51.**—For section 51 of the principal Act, the following section shall be substituted, namely:—

“**51. Grant of contract carriage permits.**—(1) Subject to the provisions of section 50, a Regional Transport Authority may, on an application made to it under section 49, grant a contract carriage permit in accordance with the application or with such modifications as it deems fit or refuse to grant such a permit:

Provided that no such permit shall be granted in respect of any area not specified in the application.

(2) The Regional Transport Authority, if it decides to grant a contract carriage permit, may, subject to any rules that may be made under this Act, attach to the permit any one or more of the following conditions, namely:—

(i) that the vehicle or vehicles shall be used only in a specified area or on a specified route or routes;

(ii) that except in accordance with specified conditions, no contract of hiring, other than an extension or modification of a subsisting contract, may be entered into outside the specified area;

(iii) the conditions subject to which goods may be carried in any contract carriage in addition to or to the exclusion of passengers;

(iv) that, in the case of motor cabs, specified fares or rates of fares shall be charged and a copy of the fare table shall be exhibited on the vehicle;

(v) that, in the case of vehicles other than motor cabs, specified rates of hiring not exceeding specified maximum shall be charged;

(vi) that, in the case of motor cabs, a specified weight of passengers’ luggage shall be carried free of charge, and that the charge, if any, for any luggage in excess thereof shall be at a specified rate;

(vii) that, in the case of motor cabs, a taxi-meter shall be fitted and maintained in proper working order, if prescribed;

(viii) that the Authority may, after giving notice of not less than one month,—

(a) vary the conditions of the permit;

(b) attach to the permit further conditions;

(ix) that the conditions of permit shall not be departed from save with the approval of the authority;

(x) any other conditions which may be prescribed.”

**46. Amendment of section 52.**—In section 52 of the principal Act,—

(a) for the words “a transport vehicle”, the words “one or more transport vehicles” shall be substituted;

(b) in clause (a), after the word “vehicle”, the words “or each of the vehicles” shall be inserted.

**47. Amendment of section 53.**—In section 53 of the principal Act,—

(a) in sub-section (1), for the words “in deciding whether to grant or refuse”, the words “in considering an application for” shall be substituted;

(b) after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) Subject to the provisions of sub-section (1), the Regional Transport Authority may, on an application made to it under section 52, grant a private carrier’s permit in accordance with the application or with such modifications as it deems fit or refuse to grant such a permit:

Provided that no such permit for any area in any other region or regions within the same State shall be granted except with the approval of the State Transport Authority.”

(c) to sub-section (2), the words “or any other matter which may be prescribed” shall be added;

(d) in sub-section (3), the words “at its discretion” shall be omitted.

**48. Substitution of new section for section 54.**—For section 54 of the principal Act, the following section shall be substituted, namely:—

“**54. Application for public carrier’s permit.**—An application for a permit to use one or more motor vehicles for the carriage of goods for hire or reward (in this Chapter referred to as a public carrier’s permit), shall, as far as may be, contain the following particulars, namely:—

(a) the area or the route or routes to which the application relates;

(b) the number of vehicles it is proposed to operate in relation to each area or route and the type and seating capacity of each such vehicle;

(c) the nature of the goods it is proposed to carry;

(d) the manner in which it is claimed that a public need will be served by the vehicle;

(e) the arrangements intended to be made for the housing of the vehicles and for the storage and safe custody of the goods to be carried;

(f) particulars as to whether the applicant is a co-operative society registered or deemed to have been registered under any enactment in force for the time being, or is an individual owner;

(g) such particulars as the Regional Transport Authority may require with respect to any business as a carrier of goods for hire or reward carried on by the applicant at any time before the making of the application, and of the rates charged by the applicant;

(h) particulars of any agreement or arrangement, affecting in any material respect the provision within the region of the Regional Transport Authority of facilities for the transport of goods for hire or reward, entered into by the applicant with any other person by whom such facilities are provided, whether within or without the region;

(i) any other particulars which may be prescribed.”

**49. Substitution of new section for section 55.**—For section 55 of the principal Act, the following section shall be substituted, namely:—

“**55. Procedure in considering application for public carrier’s permit.**—(1) A Regional Transport Authority shall, in considering an application for a public carrier’s permit, have regard to the following matters, namely:—

(a) the interests of the public generally;

(b) the advantages to the public of the service to be provided and the convenience afforded to the public by the provision of such service and the saving of time likely to be effected thereby;

(c) the adequacy of other goods services operating or likely to operate in the near future, whether

by road or other means, between the places to be served;

(d) the operation by the applicant of other transport services, including those in respect of which applications from him for permits are pending;

(e) the benefit to any particular locality or localities likely to be afforded by the service;

(f) the condition of the roads included in the proposed area or route;

(g) the nature of the goods to be carried with special reference to any of a fragile or perishable nature;

(h) the volume of traffic and the existence of marketing centres in the proposed area or along or near the proposed route;

and shall also take into consideration any representations made by persons already providing goods transport facilities by any means, whether by road or otherwise, in the proposed area or along or near the proposed route, or by any local authority or police authority within whose jurisdiction any part of the proposed area or route lies:

Provided that other conditions being equal, an application for a public carrier's permit from a co-operative society registered or deemed to have been registered under any enactment in force for the time being shall, as far as may be, be given preference over applications from individual owners.

(2) A Regional Transport Authority may, having regard to the matters mentioned in sub-section (1), limit the number of transport vehicles generally or of any specified type for which public carrier's permits may be granted in the region or in any specified area or on any specified route within the region."

**50. Substitution of new section for section 56.**—For section 56 of the principal Act, the following section shall be substituted, namely:—

**56. Grant of public carrier's permits.**—(1) Subject to the provisions of section 55, a Regional Transport Authority may, on an application made to it under section 54, grant a public carrier's permit in accordance with the application or with such modifications as it deems fit or refuse to grant such a permit:

Provided that no such permit shall be granted in respect of any area or route not specified in the application.

(2) The Regional Transport Authority, if it decides to grant a public carrier's permit, may grant the permit for one or more goods vehicles of a specified description and may, subject to any rules that may be made under this Act, attach to the permit any one or more of the following conditions, namely:—

- (i) that the vehicle or vehicles shall be used only in a specified area, or on a specified route or routes;
- (ii) that the laden weight of any vehicle used shall not exceed a specified maximum;
- (iii) that goods of a specified nature shall not be carried;
- (iv) that goods shall be carried at specified rates;
- (v) that specified arrangement shall be made for the housing, maintenance and repair of vehicles and the storage and safe custody of the goods carried;
- (vi) that the holder of the permit shall furnish to the Regional Transport Authority such periodical returns, statistics and other information as the State Government may, from time, prescribe;
- (vii) that the Regional Transport Authority may after giving notice of not less than one month,—
  - (a) vary the conditions of the permit;
  - (b) attach to the permit further conditions;
- (viii) that the conditions of the permit shall not be

departed from save with the approval of the Regional Transport Authority;

- (ix) any other conditions which may be prescribed.
- (3) Where there is any free zone along or contiguous to the area or route for which a public carrier's permit is granted, the Regional Transport Authority shall include in such permit, wherever possible, an authorisation to carry any goods other than those prohibited by any law for the time being in force, anywhere in that free zone.
- (4) For the purposes of this section, 'free zone' means such municipal limits of a town or such other area as the State Transport Authority may, subject to any rules that may be made under section 68 and having regard to the volume of traffic in the area and other circumstances, declare to be a free zone within which goods may be carried anywhere by any motor vehicle covered by a public carrier's permit."

**51. Amendment of section 57.**—In section 57 of the principal Act,—

(a) to sub-section (3), the following proviso shall be added, namely:—

"Provided that, if the grant of any permit in accordance with the application or with modifications would have the effect of increasing the number of vehicles operating in the region, or in any area or on any route within the region, under the class of permits to which the application relates, beyond the limit fixed in that behalf under sub-section (3) of section 47 or sub-section (2) of section 55, as the case may be, the Regional Transport Authority may summarily refuse the application without following the procedure laid down in this sub-section."

(b) after sub-section (7), the following sub-sections shall be inserted, namely:—

"(8) An application to vary the conditions of any permit, other than a temporary permit, by the inclusion of a new route or routes or a new area or, in the case of a stage carriage permit, by increasing the number of services above the specified maximum, or in the case of a contract carriage permit or a public carrier's permit, by increasing the number of vehicles covered by the permit, shall be treated as an application for the grant of a new permit:

Provided that it shall not be necessary so to treat an application made by the holder of a stage carriage permit who provides the only service on any route or in any area to increase the frequency of the service so provided, without any increase in the number of vehicles.

(9) A Regional Transport Authority may, before such date as may be specified by it in this behalf, replace any stage carriage permit, contract carriage permit or public carrier's permit granted by it before the said date by a fresh permit conforming to the provisions of section 48 or section 51 or section 56, as the case may be, and the fresh permit shall be valid for the same route or routes or the same area for which the replaced permit was valid:

Provided that no condition other than a condition which was already attached to the replaced permit or which could have been attached thereto under the law in force when that permit was granted shall be attached to the fresh permit except with the consent in writing of the holder of the permit.

(10) Notwithstanding anything contained in section 58, a permit issued under the provisions of sub-section (9) shall be effective without renewal for the remainder of the period during which the replaced permit would have been so effective."

**52. Amendment of section 58.**—In section 58 of the principal Act,—

(a) for sub-section (1), the following sub-section

shall be substituted, namely:—

“(1) (a) A stage carriage permit or a contract carriage permit other than a temporary permit issued under section 62 shall be effective without renewal for such period, not less than three years and not more than five years, as the Regional Transport Authority may specify in the permit.

(b) A private carrier's permit or a public carrier's permit other than a temporary permit issued under section 62 shall be effective without renewal for a period of five years.”;

(b) in sub-section (2),—

(i) after the opening paragraph, the following proviso shall be inserted, namely:—

“Provided that the application for the renewal of a permit shall be made,—

(a) in the case of a stage carriage epermit or a public carrier's permit, not less than sixty days before the date of its expiry; and

(b) in any other case, not less than thirty days before the date of its expiry.”;

(ii) in the proviso, after the word “Provided”, the word “further” shall be inserted.”;

(c) after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) Notwithstanding anything contained in the proviso to sub-section (2), the Regional Transport Authority may entertain an application for the renewal of a permit after the last date specified in the said proviso for the making of such an application, if the application is made not more than fifteen days after the said last date and is accompanied by the prescribed fee.”.

53. Insertion of new section 59A.—After section 59 of the principal Act, the following section shall be inserted namely:—

**59A. General form of permits.**—Every permit other than a temporary permit issued under section 62 shall consist of two parts, Part A of which shall be complete in itself and shall contain all the necessary particulars of the permit and the conditions attached thereto, and Part B of which shall be a summary of the permit containing such particulars as may be prescribed; and where a permit covers more than one vehicle, there shall be issued to the holder of the permit as many copies of Part B as there are vehicles authorised by the permit to be in operation at any one time.”.

54. Amendment of section 60.—In section 60 of the principal Act,—

(a) in sub-section (1),—

(i) in clause (c), for the word “possess”, the word “own” shall be substituted;

(ii) at the end of clause (d), the word “or” shall be inserted;

(iii) after clause (d), the following clauses shall be inserted, namely:—

“(e) if the holder of the permit, not being a private carrier's permit, fails without reasonable cause to use the vehicle or vehicles for the purposes for which the permit was granted; or

(f) if the holder of the permit acquires the citizenship of any foreign country.”;

(iv) in the proviso, for the word “submit”, the word “furnish” shall be substituted;

(b) after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) The transport authority which granted a permit may, after giving the holder thereof an opportunity to furnish his explanation, reduce either permanently or for such period as it think fit, the number of vehicles or the route or area covered by the permit on any of the grounds mentioned in sub-section (1).”;

(c) in sub-section (2),—

(i) after the word “permit”, the words “or reduces the number of vehicles or the routes or area covered by a permit” shall be inserted;

(ii) for the words “the revocation or suspension”, the words “the action taken” shall be substituted;

(d) after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) Where a permit is liable to be cancelled or suspended under clause (a) or clause (b) or clause (e) of sub-section (1) and the transport authority is of opinion that having regard to the circumstances of the case, it would not be necessary or expedient so to cancel or suspend the permit if the holder of the permit agrees to pay a certain sum of money, then, notwithstanding anything contained in sub-section (1), the transport authority may, instead of cancelling or suspending the permit, as the case may be, recover from the holder of the permit the sum of money agreed upon.”.

55. Amendment of section 62.—In section 62 of the Principal Act,—

(a) the words “at its discretion and” shall be omitted;

(b) at the end of clause (c), the word “or” shall be added;

(c) after clause (c), the following clause shall be inserted, namely:—

“(d) pending decision on an application for the renewal of a permit.”;

(d) to the said section, the following provisos shall be added, namely:—

“Provided that a temporary permit under this section shall, in no case, be granted in respect of any route or area specified in an application for the grant of a new permit under section 46 or section 54 during the pendency of the application:

Provided further that a temporary permit under this section shall, in no case, be granted more than once in respect of any route or area specified in an application for the renewal of a permit during the pendency of such application for renewal.”.

56. Amendment of section 63.—In section 63 of the principal Act,—

(a) to sub-section (1), the following proviso shall be added, namely:—

“Provided that a private carrier's permit, granted by the Regional Transport Authority of any one region with the approval of the State Transport Authority, for any area in any other region or regions within the same State shall be valid in that area without the countersignature of the Regional Transport Authority of the other region or of each of the other regions concerned.”;

(b) to sub-section (3), the following proviso shall be added, namely:—

“Provided that it shall not be necessary to follow the procedure laid down in section 57 for the grant of counter-signatures of permits, where the permits granted in any one State are required to be countersigned by the State Transport Authority of another State or by the Regional Transport Authority concerned as a result of any agreement arrived at between the States.”;

(c) after sub-section (4), the following sub-sections shall be inserted, namely:—

“(5) A State Government may, by rules made under section 68, specify the conditions subject to which a document issued by a competent authority in the State of Jammu and Kashmir authorising the use of a motor vehicle as a transport vehicle may be deemed for the purposes of sub-section (1) to be a permit granted under this Chapter in the State.

(6) Notwithstanding anything contained in sub-section (1), but subject to any rules that may

be made under this Act, the Regional Transport Authority of any one region may, for the convenience of the public, grant a special permit in relation to a public service vehicle for carrying a passenger or passengers for hire or reward under a contract, express or implied, for the use of the vehicle as a whole without stopping to pick up or set down along the line of route passengers not included in the contract, and in every case where such special permit is granted, the Regional Transport Authority shall assign to the vehicle, for display thereon, a special distinguishing mark in the form and manner specified by the Central Government and such special permit shall be valid in any other region or State without the countersignature of the Regional Transport Authority of the other region or of the State Transport Authority of the other State, as the case may be.

57. Insertion of new sections 63A, 63B and 63C.—After section 63 of the principal Act, the following sections shall be inserted, namely:—

63A. **Inter-State Transport Commission.**—(1) The Central Government may by notification in the Official Gazette, constitute an Inter-State Transport Commission consisting of a Chairman and such other members, not being less than two, as it thinks fit to appoint for the purpose of developing, coordinating and regulating the operation of transport vehicles in respect of any area or route common to two or more States (hereinafter referred to as inter-State region) and performing such other functions as may be prescribed under section 63C.

(2) The Commission shall perform throughout an inter-State region all or such of the following functions as it may be authorised to do by the Central Government by notification in the Official Gazette, namely:—

(a) to prepare schemes for the development, coordination or regulation of the operation of transport vehicles and in particular of goods vehicles in an inter-State region;

(b) to settle all disputes and decide all matters on which differences of opinion arise in connection with the development, coordination or regulation of the operation of transport vehicles in an inter-State region;

(c) to issue directions to the State Transport Authority or Regional Transport Authorities interested regarding the grant, revocation and suspension of permits and of counter-signatures of permits for the operation of transport vehicles in respect of any route or area common to two or more States;

(d) to grant, revoke or suspend any permit or countersign any permit for the operation of any transport vehicle in respect of such route or area common to two or more States as may be specified in this behalf by the Central Government;

(e) to perform such other functions as may be prescribed by the Central Government under section 63C.

(3) For the purpose of assisting the Commission in the performance of its functions in relation to any area or route common to two or more States, the Commission shall associate with itself for such purposes as may be determined by rules made under section 63C, a representative of each of the Governments interested, who shall be chosen by the Government concerned; and a person so associated shall have the right to take part in the discussions relevant to that purpose, but shall not have a right to vote at a meeting of the Commission and shall not be a member of the Commission for any other purpose.

(4) Where the Commission, in the exercise and discharge of its powers and functions under clause (c) of sub-section (2), issues directions to any State Transport Authority or Regional Transport Authority interested, the State Transport Authority or the Regional Transport Authority, as the case may be, shall give effect to, and be guided by, such directions.

(5) Where, by a notification issued by the Central Government, the Commission is authorised to perform the functions specified in clause (d) of sub-section (2) in respect of any route or area common to two or more States, then, on the issue of such a notification,—

(a) the Regional Transport Authorities or State Transport Authorities interested shall cease to exercise and discharge any powers and functions in respect of such route or area;

(b) the powers and functions of the Regional Transport Authorities and State Transport Authorities interested in respect of such route or area shall be exercised and discharged by the Commission and any permit granted or countersigned by the Commission for any such route or area shall be valid for that route or area, notwithstanding anything contained in this Chapter;

(c) subject to any rules that may be made under section 63C, the provisions of this Chapter relating to the grant, revocation and suspension of permits and of counter-signatures of permits by a State Transport Authority or Regional Transport Authority shall, as far as may be, apply to the grant, revocation and suspension of permits and of counter-signatures of permits by the Commission;

(d) any permit granted in respect of any such route or area before the issue of the notification shall, notwithstanding such issue, continue to be effective for the period specified in the permit and shall be deemed to have been granted by the Commission under this section as if this section were in force on the day on which the permit was granted.

(6) Nothing in this section shall be construed to preclude the State Transport Authority or any Regional Transport Authority in a State from exercising and discharging its powers and functions in respect of any route or area in the inter-State region which lies wholly within that State.

(7) For the purposes of this section the expression "Government interested", "State Transport Authorities interested" or "Regional Transport Authorities interested" in relation to the Commission, means the Governments of such States, such State Transport Authorities or such Regional Transport Authorities, as the case may be, as are likely to be interested in, or affected by, the functioning of the Commission under this section.

63B. **Delegation of powers, etc.**—(1) The Commission may, by general or special order in writing, delegate to the Chairman or any other member, subject to such conditions and limitations, if any, as may be specified in the order, such of its powers and functions under sub-section (2) of section 63A as it may deem necessary for the efficient discharge of its functions.

(2) All orders, decisions and other instruments issued by the Commission shall be authenticated by the signature of the Chairman or any other member or any officer of the Commission authorised by the Commission in this behalf.

63C. **Power of Central Government to make rules.**—The Central Government may make rules to provide for all or any of the following matters, namely:—

(a) the period of appointment and the terms of

appointment of the members of the Commission, the manner of filling vacancies among members, the conduct of business by the Commission and the reports to be furnished by it;

- (b) the powers and functions of the Commission;
- (c) the purposes for which representatives of the State Governments may be associated with the Commission under sub-section (3) of section 63A;
- (d) the form and manner in which an application for a permit or counter-signature of a permit may be made;
- (e) the fees, if any, to be levied by the Commission;
- (f) the procedure to be followed in considering an application for a permit or counter-signature of a permit;
- (g) the grant of a permit and the counter-signature of a permit and the conditions which may be attached to a permit;
- (h) the authority to which, the time within which and the manner in which, an appeal against the decision of the Commission may be preferred;
- (i) any other matter which has to be, or may be prescribed.”

58. **Amendment of section 64.**—In section 64 of the principal Act, for clause (g), the following clauses shall be substituted, namely:—

- “(g) aggrieved by the refusal to grant permission under sub-section (1) or sub-section (2) of section 59, or
- (h) aggrieved by a reduction under sub-section (1A) of section 60 in the number of vehicles or routes or area covered by a permit, or
- (i) aggrieved by any other order which may be prescribed.”

59. **Insertion of new section 64A.**—After section 64 of the principal Act, the following section shall be inserted, namely:—

**“64A. Revision.**—The State Transport Authority may, either on its own motion or on an application made to it, call for the record of any case in which an order has been made by a Regional Transport Authority and in which no appeal lies, and if it appears to the State Transport Authority that the order made by the Regional Transport Authority is improper or illegal, the State Transport Authority may pass such order in relation to the case as it deems fit:

Provided that the State Transport Authority shall not entertain any application from a person aggrieved by an order of a Regional Transport Authority, unless the application is made within thirty days from the date of the order:

Provided further that the State Transport Authority shall not pass an order under this section prejudicial to any person without giving him a reasonable opportunity of being heard.”

60. **Amendment of section 67.**—In section 67 of the principal Act,—

- (a) in sub-section (1), clause (a) shall be omitted; and
- (b) in sub-section (2), after clause (f), the following clauses shall be inserted, namely:—

- “(ff) require a passenger to abstain from doing anything which is likely to obstruct or interfere with the working of the vehicle or to cause damage to any part of the vehicle or its equipment or to cause injury or discomfort to any other passenger;
- (fff) require a passenger not to smoke in any vehicle on which a notice prohibiting smoking is exhibited.”

61. **Amendment of section 68.**—In sub-section (2) of section 68 of the principal Act,—

- (a) in clause (d), for the words “lost or destroyed”, the words “lost, destroyed or mutilated” shall be substituted;
- (b) clause (f) shall be omitted;
- (c) for clause (g), the following clause shall be substituted, namely:—

“(g) the fees to be paid in respect of applications for permits, duplicate permits and plates;”;

(d) after clause (h), the following clause shall be inserted, namely:—

“(hh) the conditions subject to which, and the extent to which, a permit granted in another State shall be valid in the State without counter-signature;”;

(e) for clause (i), the following clauses shall be substituted, namely:—

“(i) the conditions subject to which, and the extent to which, a permit granted in one region shall be valid in another region within the State without counter-signature;

(ii) the conditions to be attached to permits for the purpose of giving effect to any agreement such as is referred to in clause (iv) of sub-section (1) of section 43;”;

(f) in clause (o), for the words “prohibiting the painting or marking of a stage or a contract carriage”, the words “regulating the painting or marking of transport vehicles and the display of advertising matter thereon, and in particular prohibiting the painting or marking of transport vehicles” shall be substituted;

(g) for clause (s), the following clauses shall be substituted, namely:—

“(s) the requirements which shall be complied with in the construction or use of any duly notified stand or halting place, including the provision of adequate equipment and facilities for the convenience of all users thereof, the fees, if any, which may be charged for the use of such facilities, the records which shall be maintained at such stands or places, the staff to be employed thereat, and the duties and conduct of such staff, and generally for maintaining such stands and places in a serviceable and clean condition;

“(ss) the regulation of motor-cab ranks;”;

(h) after clause (t), the following clause shall be inserted, namely:—

“(tt) authorising specified persons to enter at all reasonable times and inspect all premises used by permit holders for the purposes of their business;”;

(i) after clause (w), the following clause shall be inserted, namely:—

“(ww) the licensing of agents engaged in the business of collecting, forwarding and distributing of goods carried by public carriers;”;

(j) after clause (y), the following clause shall be inserted, namely:—

“(yy) the specification of the municipal limits of a town or of any other area as a free zone within which goods may, subject to the prescribed conditions, be carried anywhere by a motor vehicle covered by a public carrier's permit.”

62. **Insertion of new Chapter IVA.**—After Chapter IV of the principal Act, the following shall be inserted, namely:—

## “CHAPTER IVA

### SPECIAL PROVISIONS RELATING TO STATE TRANSPORT UNDERTAKINGS

68A. **Definitions.**—In this Chapter, unless the context otherwise requires,—

(a) “road transport service” means a service of motor vehicles carrying passengers or goods or both by road for hire or reward;

(b) “State transport undertaking” means any undertaking providing road transport service, where such undertaking is carried on by,—

(i) the Central Government or a State Government;

(ii) any Road Transport Corporation established under section 3 of the Road Transport Corporations Act, 1950 (64 of 1950);

(iii) the Delhi Road Transport Authority established under section 3 of the Delhi Road Transport Authority Act, 1950 (13 of 1950);

(iv) any municipality or any corporation or company owned or controlled by the State Government.

**68B. Chapter IV A to override Chapter IV and other laws.**—The provisions of this Chapter and the rules and orders made thereunder shall have effect notwithstanding anything inconsistent therewith contained in Chapter IV of this Act or in any other law for the time being in force or in any instrument having effect by virtue of any such law.

**68C. Preparation and publication of scheme of road transport service of a State transport undertaking.**—Where any State transport undertaking is of opinion that for the purpose of providing an efficient, adequate, economical and properly co-ordinated road transport service, it is necessary in the public interest that road transport services in general or any particular class of such service in relation to any area or route or portion thereof should be run and operated by the State transport undertaking, whether to the exclusion, complete or partial, of other persons or otherwise, the State transport undertaking may prepare a scheme giving particulars of the nature of the services proposed to be rendered, the area or route proposed to be covered and such other particulars respecting thereto as may be prescribed, and shall cause every such scheme to be published in the Official Gazette and also in such other manner as the State Government may direct.

**68D. Objection to the scheme.**—(1) Any person affected by the scheme published under section 68C may, within thirty days from the date of the publication of the scheme in the Official Gazette, file objections thereto before the State Government.

(2) The State Government may, after considering the objections and after giving an opportunity to the objector or his representatives and the representatives of the State transport undertaking to be heard in the matter, if they so desire, approve or modify the scheme.

(3) The scheme as approved or modified under sub-section (2) shall then be published in the Official Gazette by the State Government and the same shall thereupon become final and shall be called the approved scheme and the area or route to which it relates shall be called the notified area or notified route:

Provided that no such scheme which relates to any inter-State route shall be deemed to be an approved scheme unless it has been published in the Official Gazette with the previous approval of the Central Government.

**68E. Cancellation or modification of scheme.**—Any scheme published under sub-section (3) of section 68D may at any time be cancelled or modified by the State transport undertaking and the procedure laid down in section 68C and section 68D shall, so far as it can be made applicable, be followed in every case where the scheme is proposed to be modified as if the modification proposed were a separate scheme.

**68F. Issue of permits to State transport undertakings.**—(1) Where, in pursuance of an approved scheme, any State transport undertaking applies in the manner specified in Chapter IV for a stage carriage permit or a public carrier's permit or a contract carriage permit in respect of a notified area or notified route, the Regional Transport Authority shall issue such permit to the State transport undertaking, notwithstanding anything to the contrary contained in Chapter IV.

(2) For the purpose of giving effect to the approved scheme in respect of a notified area or notified route, the Regional Transport Authority may, by order,—

(a) refuse to entertain any application for the renewal of any other permit;

(b) cancel any existing permit;

(c) modify the terms of any existing permit so as to—

- (i) render the permit ineffective beyond a specified date;
- (ii) reduce the number of vehicles authorised to be used under the permit;
- (iii) curtail the area or route covered by the permit in so far as such permit relates to the notified area or notified route.

(3) For the removal of doubts, it is hereby declared that no appeal shall lie against any action taken, or order passed, by the Regional Transport Authority under sub-section (1) or sub-section (2).

**68G. Principles and method of determining compensation.**—(1) Where, in exercise of the powers conferred by clause (b) or clause (c) of sub-section (2) of section 68F, any existing permit is cancelled or the terms thereof are modified, there shall be paid by the State transport undertaking to the holder of the permit compensation the amount of which shall be determined in accordance with the provisions of sub-section (4) or sub-section (5), as the case may be.

(2) Notwithstanding anything contained in sub-section (1), no compensation shall be payable on account of the cancellation of any existing permit or any modification of the terms thereof, when a permit for an alternative route or area in lieu thereof has been offered by the Regional Transport Authority and accepted by the holder of the permit.

(3) For the removal of doubts, it is hereby declared that no compensation shall be payable on account of the refusal to renew a permit under clause (a) of sub-section (2) of section 68F.

(4) Where, in exercise of the powers conferred by clause (b) or sub-clause (i) or sub-clause (ii) of clause (c) of sub-section (2) of section 68F, any existing permit is cancelled or the terms thereof are modified so as to prevent the holder of the permit from using any vehicle authorised to be used thereunder for the full period for which the permit would otherwise have been effective, the compensation payable to the holder of the permit for each vehicle affected by such cancellation or modification shall be computed as follows:—

(a) for every complete month or part Two hundred of a month exceeding fifteen days rupees of the unexpired period of the permit;

(b) for part of a month not exceeding One hundred fifteen days of the unexpired period of the permit: rupees.

Provided that the amount of compensation shall, in no case, be less than four hundred rupees.

(5) Where, in exercise of the powers conferred by sub-clause (iii) of clause (c) of sub-section (2) of section 68F, the terms of an existing permit are modified so as to curtail the area or route of any vehicle authorised to be used thereunder, the compensation payable to the holder of the permit on account of such curtailment shall be an amount computed in accordance with the following formula, namely:—

$$\frac{Y \times A}{R}$$

**Explanation.**—In this formula,—

(i) "Y" means the length or area by which the route or area covered by the permit is curtailed;

(ii) "A" means the amount computed in accordance with sub-section (4);

(iii) "R" means the total length of the route or the total area covered by the permit.

**68H. Payment of compensation.**—The amount of compensation payable under section 68G shall be paid by the State transport undertaking to the person or persons entitled thereto within one month from the date on which the cancellation or modification of the permit becomes effective:

Provided that where the State transport undertaking fails to make the payment within the said period of one month, it shall pay interest at the rate of 3-1/2 per cent. per annum from the date on which it falls due.

**681. Power to make rules.**—(1) The State Government may make rules for the purpose of carrying into effect the provisions of this Chapter.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

- (a) the form in which any scheme or approved scheme may be published under section 68C or sub-section (3) of section 68D;
- (b) the manner in which objections may be filed under sub-section (1) of section 68D;
- (c) the manner in which objections may be considered and disposed of under sub-section (2) of section 68D;
- (d) the manner of service of orders under this Chapter;
- (e) any other matter which has to be, or may be, prescribed.”

**63. Amendment of section 71.**—In section 71 of the principal Act,—

(a) in sub-section (2),—

- (i) after the words “Official Gazette”, the words and figures “and by causing appropriate traffic signs to be placed or erected under section 75 at suitable places,” shall be inserted;
- (ii) to the said sub-section, the following proviso shall be added, namely:—

“Provided that where any restriction under this section is to remain in force for not more than one month, notification thereof in the Official Gazette shall not be necessary.”;

(b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(3) Nothing in this section shall apply to any vehicle registered under section 39 while it is being used in the execution of military manoeuvres within the area and during the period specified in the notification under sub-section (1) of section 2 of the Manoeuvres, Field Firing and Artillery Practice Act, 1938 (5 of 1938).”.

**64. Amendment of section 72.**—In section 72 of the principal Act,—

(a) in sub-section (1), for the words “heavy transport vehicles”, the words “heavy motor vehicles” shall be substituted and the proviso shall be omitted;

(b) in sub-section (3),—

(i) the word “or” at the end of clause (b) shall be omitted;

(ii) clause (c) shall be omitted.

**65. Amendment of section 73.**—Section 73 of the principal Act shall be renumbered as sub-section (1) thereof and—

(a) in sub-section (1) as so renumbered, the words “or axle weight” shall be omitted;

(b) after sub-section (1) as so renumbered, the following sub-section shall be inserted, namely:—

“(2) Where any excess goods are removed from any goods vehicle or trailer for storage under sub-section (1) such person as may be authorised in this behalf by the State Government shall cause a notice in writing to be served on the owner of the vehicle or trailer, as the case may be, requiring him to remove the goods within the time to be specified in the notice and if the owner of the vehicle or trailer refuses or fails to remove the goods within the time specified, the authorised person may sell the goods by public auction and the balance of the sale proceeds, after deducting therefrom the charges for the storage of the goods and the costs incidental to the sale,

shall be paid to the owner of the vehicle or trailer, as the case may be:

Provided that where the excess goods removed are of a perishable nature, the sale can be held immediately after causing the notice to be served on the driver of the vehicle or trailer.”.

**66. Amendment of section 74.**—To section 74 of the principal Act, the following shall be added, namely:—

“and when any such prohibition or restriction is imposed, shall cause appropriate traffic signs to be placed or erected under section 75 at suitable places:

Provided that where any prohibition or restriction under this section is to remain in force for not more than one month, notification thereof in the Official Gazette shall not be necessary, but such local publicity as the circumstances may permit shall be given of such prohibition or restriction.”.

**67. Amendment of section 75.**—In section 75 of the principal Act,—

(a) in sub-section (1), after the words “purpose of”, the words, brackets and figures “bringing to public notice any speed limits fixed under sub-section (2) of section 71 or any prohibitions or restrictions imposed under section 74, or generally for the purpose of” shall be inserted;

(b) after sub-section (4), the following sub-sections shall be inserted, namely:—

“(5) No person shall wilfully remove, alter, deface, or in any way tamper with, any traffic signs placed or erected under this section.

(6) If any person accidentally causes such damage to a traffic sign as renders it useless for the purpose for which it is placed or erected under this section, he shall report the circumstances of the occurrence to a police officer or at a police station as soon as possible, and in any case within twenty-four hours of the occurrence.

(7) For the purpose of bringing the signs set forth in the Ninth Schedule in conformity with any international convention relative to motor traffic to which the Central Government is for the time being a party, the Central Government may, by notification in the Official Gazette, make any addition or alteration to any such sign and on the issue of any such notification, the Ninth Schedule shall be deemed to be amended accordingly.”.

**68. Amendment of section 86.**—In section 86 of the principal Act,—

(a) in sub-section (1), after the word “driver”, the words “and the conductor, if any,” shall be inserted;

(b) in sub-section (2), after the words “motor vehicle”, the words and figures “other than a vehicle registered under section 39” shall be inserted.

**69. Amendment of section 88.**—In section 88 of the principal Act, after the word “driver” occurring in both the places, the words “or conductor” shall be inserted.

**70. Amendment of section 91.**—In sub-section (2) of section 91 of the principal Act, after clause (c), the following clause shall be inserted, namely:—

“(cc) the maintenance and management of godowns for the storage of goods removed from over-loaded vehicles and the fees, if any, to be charged for the use of such godowns.”.

**71. Amendment of section 92.**—In section 92 of the principal Act,—

(a) after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) For the purpose of facilitating and regulating the services of motor vehicles operating between India and any other country contiguous to it under any reciprocal arrangement and carrying passengers or goods or both by road for hire or reward, the Central

Government may, by notification in the Official Gazette, make rules with respect to all or any of the following matters, namely:—

- (a) the conditions subject to which motor vehicles carrying on such services may be brought into India from outside India and possessed and used in India;
- (b) the conditions subject to which motor vehicles may be taken from any place in India to any place outside India;
- (c) the conditions subject to which persons employed as drivers and conductors of such motor vehicles may enter or leave India;
- (d) the grant and authentication of travelling passes, certificates or authorisations to persons employed as drivers and conductors of such motor vehicles;
- (e) the particulars (other than registration marks) to be exhibited by such motor vehicles and the manner in which such particulars are to be exhibited;
- (f) the use of trailers with such motor vehicles;
- (g) the exemption of such motor vehicles and their drivers and conductors from all or any of the provisions of this Act [other than those referred to in sub-section (4)] or of the rules made thereunder;
- (h) the identification of the drivers and conductors of such motor vehicles;
- (i) the replacement of the travelling passes, certificates or authorisations, permits, licences or any other prescribed documents lost or defaced, on payment of such fee as may be prescribed;
- (j) the exemption from the provisions of such laws as relate to customs, police or health with a view to facilitate such road transport services;
- (k) any other matter which is to be, or may be, prescribed.”;

(b) sub-section (3) shall be omitted;

(c) in sub-section (4),—

- (i) in clause (c), after the word “drivers”, the words “and conductors” shall be inserted;
- (ii) for the words, brackets, letters and figure “shall apply to any motor vehicle to which or to any driver of a motor vehicle to whom any rules made under clause (b) or clause (c) of sub-section (1) apply”, the following shall be substituted, namely:—  
“shall apply—
- (i) to any motor vehicle to which or to any driver of a motor vehicle to whom any rules made under clause (b) or clause (c) of sub-section (1) or under sub-section (1A) apply; or
- (ii) to any conductor of a motor vehicle to whom any rules made under sub-section (1A) apply.”.

#### 72. Amendment of section 93.—In section 93 of the principal Act,—

(a) for clause (a), the following clause shall be substituted, namely:—

- “(a) ‘authorised insurer’ means an insurer in whose case the requirements of the Insurance Act, 1938 (4 of 1938), are complied with;”;
- (b) in clause (b), after the word “includes”, the words a cover note complying with such requirements as may be prescribed, and” shall be inserted;
- (c) after clause (b), the following clause shall be inserted, namely:—  
“(c) ‘reciprocating country’ means any such country as may on the basis of reciprocity be notified by the Central Government in the Official Gazette to be a reciprocating country for the purposes of this Chapter.”.

#### 73. Amendment of section 94.—In section 94 of the principal Act, for sub-section (2), the following sub-

sections shall be substituted, namely:—

- “(2) Sub-section (1) shall not apply to any vehicle owned by the Central Government or a State Government and used for Government purposes unconnected with any commercial enterprise;
- (3) The appropriate Government may, by order, exempt from the operation of sub-section (1) any vehicle owned by any of the following authorities, namely:—

- (a) the Central Government or a State Government, if the vehicle is used for Government purposes connected with any commercial enterprise;
- (b) any local authority;
- (c) any State transport undertaking within the meaning of section 68A;

Provided that no such order shall be made in relation to any such authority unless a fund has been established and is maintained by that authority in accordance with the rules made in that behalf under this Act for meeting any liability arising out of the use of any vehicle of that authority which that authority or any person in its employment may incur to third parties.

*Explanation.*—For the purposes of this sub-section, “appropriate Government” means the Central Government or a State Government, as the case may be, and in relation to any local authority or State transport undertaking, means that Government which has control over that local authority or State transport undertaking.”.

#### 74. Amendment of section 95.—In section 95 of the principal Act,—

- (a) in sub-section (1),—
- (i) in clause (a), after the word “insurer”, the words and figures “or by a co-operative society allowed under section 108 to transact the business of an insurer” shall be inserted;
- (ii) in the proviso,—
  - (1) the words, brackets and figure “except as may be otherwise provided under sub-section (3)” shall be omitted;
  - (2) in clause (i), after the word “employment” where it occurs for the second time, the following shall be inserted, namely:—  
“other than a liability arising under the Workmen’s Compensation Act, 1923, (8 of 1923) in respect of the death of, or bodily injury to, any such employee—
  - (a) engaged in driving the vehicle, or
  - (b) if it is a public service vehicle, engaged as a conductor of the vehicle or in examining tickets on the vehicle, or
  - (c) if it is a goods vehicle, being carried in the vehicle.”;
- (b) for clause (a) of sub-section (2), the following clause shall be substituted, namely:—  
“(a) where the vehicle is a goods vehicle, a limit of twenty thousand rupees in all, including the liabilities, if any, arising under the Workmen’s Compensation Act, 1923 (8 of 1923), in respect of the death of, or bodily injury to, employees (other than the driver), not exceeding six in number, being carried in the vehicle.”;
- (c) sub-section (3) shall be omitted;
- (d) in sub-section (4), the words “or a cover note” shall be omitted;
- (e) after sub-section (4), the following sub-section shall be inserted, namely:—  
“(4A) Where a cover note issued by the insurer under the provisions of this Chapter or the rules made thereunder is not followed by a policy of insurance within the ‘prescribed time, the insurer shall, within seven days of the expiry of the period of the validity of the cover note, notify the fact to the registering authority in whose records the vehicle to which the cover note relates has been registered

or to such other authority as the State Government may prescribe.”.

**75. Insertion of new section 95A.**—After section 95 of the principal Act, the following section shall be inserted, namely:—

“95A. **Validity of policies of insurance issued in reciprocating countries.**—Where, in pursuance of an arrangement between India and any reciprocating country, any motor vehicle registered in the reciprocating country operates on any route or within any area common to the two countries and there is in force in relation to the use of the vehicle in the reciprocating country, a policy of insurance complying with the requirements of the law of insurance in force in that country, then, notwithstanding anything contained in section 95 but subject to any rules which may be made under section 111, such policy of insurance shall be effective throughout the route or area in respect of which the arrangement has been made, as if the policy of insurance had complied with the requirements of this Chapter.”.

**76. Amendment of section 96.**—In section 96 of the principal Act,—

- (a) in sub-section (1), the words “or a cover note” shall be omitted;
- (b) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) Where any such judgment as is referred to in sub-section (1) is obtained from a court in the State of Jammu and Kashmir or in a reciprocating country and in the case of a foreign judgment is, by virtue of the provisions of section 13 of the Code of Civil Procedure, 1908, (5 of 1908) conclusive as to any matter adjudicated upon by it, the insurer (being an insurer registered under the Insurance Act, 1938 (4 of 1938), and whether or not he is registered under the corresponding law of the reciprocating country) shall be liable to the person entitled to the benefit of the decree in the manner and to the extent specified in sub-section (1), as if the judgment were given by a court in India:

Provided that no sum shall be payable by the insurer in respect of any such judgment unless, before or after the commencement of the proceedings in which the judgment is given, the insurer had notice through the court concerned of the bringing of the proceedings and the insurer to whom notice is so given is entitled under the corresponding law of the State of Jammu and Kashmir or of the reciprocating country, to be made a party to the proceedings and to defend the action on grounds similar to those specified in sub-section (2).”;

(c) in sub-section (3), the words “or cover note” shall be omitted;

(d) in sub-section (6),—

(i) after the word, brackets and figure “sub-section (2)” where it first occurs and after the word, brackets and figure “sub-section (1)”, the words, brackets, figure and letter “or sub-section 2A)” shall be inserted;

(ii) after the word, brackets and figure “sub-section (2)” where it last occurs, the words “or in the corresponding law of the State of Jammu and Kashmir or of the reciprocating country, as the case may be” shall be inserted.

**77. Amendment of section 102.**—In section 102 of the principal Act, the words “or cover note” shall be omitted.

**78. Amendment of section 106.**—In section 106 of the principal Act,—

(a) in sub-section (1), after the words “in uniform”, the words “authorised in this behalf by the State Government” shall be inserted;

(b) the provisos to sub-sections (1) and (2) shall be omitted;

(c) after sub-section (2), the following sub-section shall be inserted, namely:—

“(2A) No person shall be liable to conviction under sub-section (1) or sub-section (2) by reason only of the failure to produce the certificate of insurance if, within seven days from the date on which its production was required under sub-section (1), or as the case may be, from the date of occurrence of the accident, he produces the certificate at such police station as may have been specified by him to the police officer who required its production or, as the case may be, to the police officer at the site of the accident or to the officer in charge of the police station at which he reported the accident:

Provided that except to such extent and with such modifications as may be prescribed, the provisions of this sub-section shall not apply to the driver of a transport vehicle.”.

**79. Amendment of section 108.**—In section 108 of the principal Act, in sub-section (1),—

- (i) in the opening paragraph, for the words “public service vehicle”, the words “transport vehicle” shall be substituted; and the words “as if the society were an authorised insurer” shall be omitted;
- (ii) in clause (a), for the words “members of the society”, the words “members of, and insured with, the society subject to a maximum of one hundred and fifty thousand rupees” shall be substituted;
- (iii) for clause (b), the following clause shall be substituted, namely:—

“(b) the insurance business of the society shall, except to the extent permitted under clause (cc), be limited to transport vehicles owned by its members, and its liability shall be limited as specified in sub-section (2) of section 95.”;

(iv) in clause (c), for the words “a prescribed amount”, the words “such amount as may be specified by the State Government” shall be substituted;

(v) after clause (c), the following clause shall be inserted, namely:—

“(cc) the society may, if permitted by the State Government and subject to such conditions and limitations as may be imposed by it, accept re-insurances from other societies allowed to transact the business of an insurer under this section.”;

(vi) in sub-clause (i) of clause (f), the words, brackets and letter “clause (b) of” shall be omitted;

(vii) in clause (g), the word “and” at the end shall be omitted;

(viii) for clause (h), the following clauses shall be substituted, namely:—

“(h) the society shall, in respect of any business transacted by it of the nature referred to in clause (i) of the proviso to sub-section (1) of section 95, be deemed to be an insurer within the meaning of sub-section (1) of section 10 and sub-section (6) of section 13 of the Insurance Act, 1938 (4 of 1938);

(i) the provisions of the Insurance Act, 1938, relating to the winding up of insurance companies shall, to the exclusion of any other law inconsistent therewith and subject to such modification as may be prescribed, apply to the winding up of the society.”.

**80. Substitution of new sections for section 110.**—For section 110 of the principal Act, the following sections shall be substituted, namely:—

**110. Claims Tribunals.**—(1) A State Government may, by notification in the Official Gazette, constitute one or more Motor Accidents Claims Tribunals (hereinafter referred to as Claims

Tribunals) for such area as may be specified in the notification for the purpose of adjudicating upon claims for compensation in respect of accidents involving the death of, or bodily injury to, persons arising out of the use of motor vehicles.

(2) A Claims Tribunal shall consist of such number of members as the State Government may think fit to appoint and where it consists of two or more members, one of them shall be appointed as the Chairman thereof.

(3) A person shall not be qualified for appointment as a member of a Claims Tribunal unless he—

- (a) is, or has been, a Judge of a High Court, or
- (b) is, or has been, a District Judge, or
- (c) is qualified for appointment as a Judge of the High Court.

(4) Where two or more Claims Tribunals are constituted for any area, the State Government may, by general or special order, regulate the distribution of business among them.

**110A. Application for compensation.**—(1) An application for compensation arising out of an accident of the nature specified in sub-section (1) of section 110 may be made—

- (a) by the person who has sustained the injury; or
- (b) where death has resulted from the accident, by the legal representatives of the deceased; or
- (c) by any agent duly authorised by the person injured or the legal representatives of the deceased, as the case may be.

(2) Every application under sub-section (1) shall be made to the Claims Tribunal having jurisdiction over the area in which the accident occurred, and shall be in such form and shall contain such particulars as may be prescribed.

(3) No application for compensation under this section shall be entertained unless it is made within sixty days of the occurrence of the accident:

Provided that the Claims Tribunal may entertain the application after the expiry of the said period of sixty days if it is satisfied that the applicant was prevented by sufficient cause from making the application in time.

**110B. Award of the Claims Tribunal.**—On receipt of an application for compensation made under section 110A, the Claims Tribunal shall, after giving the parties an opportunity of being heard, hold an inquiry into the claim and may make an award determining the amount of compensation which appears to it to be just and specifying the person or persons to whom compensation shall be paid; and in making the award the Claims Tribunal shall specify the amount which shall be paid by the insurer.

**110C. Procedure and powers of Claims Tribunals.**—

- (1) In holding any inquiry under section 110B, the Claims Tribunal may, subject to any rules that may be made in this behalf, follow such summary procedure as it thinks fit.
- (2) The Claims Tribunal shall have all the powers of a civil court for the purpose of taking evidence on oath and of enforcing the attendance of witnesses and of compelling the discovery and production of documents and material objects and for such other purposes as may be prescribed; and the Claims Tribunal shall be deemed to be a civil court for all the purposes of section 195 and Chapter XXXV of the Code of Criminal Procedure, 1898 (5 of 1898).
- (3) Subject to any rules that may be made in this behalf, the Claims Tribunal may, for the purpose of adjudicating upon any claim for compensation, choose one or more persons possessing special knowledge of any matter relevant to the inquiry to assist it in holding the inquiry.

**110D. Appeals.**—(1) Subject to the provisions of sub-section (2), any person aggrieved by an

award of a Claims Tribunal may, within ninety days from the date of the award, prefer an appeal to the High Court:

Provided that the High Court may entertain the appeal after the expiry of the said period of ninety days, if it is satisfied that the appellant was prevented by sufficient cause from preferring the appeal in time.

(2) No appeal shall lie against any award of a Claims Tribunal, if the amount in dispute in the appeal is less than two thousand rupees.

**110E. Recovery of money from insurer as arrears of land revenue.**—Where any money is due from an insurer under an award, the Claims Tribunal may, on an application made to it by the person entitled to the money, issue a certificate for the amount to the Collector and the Collector shall proceed to recover the same in the same manner as an arrear of land revenue.

**110F. Bar of jurisdiction of civil courts.**—Where any Claims Tribunal has been constituted for any area, no civil court shall have jurisdiction to entertain any question relating to any claim for compensation which may be adjudicated upon by the Claims Tribunal for that area, and no injunction in respect of any action taken or to be taken by or before the Claims Tribunal in respect of the claim for compensation shall be granted by the civil court.”.

**81. Amendment of section 111.**—In sub-section (2) of section 111 of the principal Act,—

- (a) in clause (c), for the words “lost or destroyed”, the words “lost, destroyed or mutilated” shall be substituted;
- (b) in clause (i), after the words “temporary stay therein”, the words “or to vehicles registered in the State of Jammu and Kashmir or in a reciprocating country and operating on any route or within any area in India” shall be inserted.

**82. Insertion of new section 111A.**—After section 111 of the principal Act, the following section shall be inserted in Chapter VIII, namely:—

**“111A. Power of State Government to make rules.**—

A State Government may make rules for the purpose of carrying into effect the provisions of sections 110 to 110E, and in particular, such rules may provide for all or any of the following matters, namely:—

- (a) the form of application for claims for compensation and the particulars it may contain; and the fees, if any, to be paid in respect of such applications;
- (b) the procedure to be followed by a Claims Tribunal in holding an inquiry under this Chapter;
- (c) the powers vested in a civil court which may be exercised by a Claims Tribunal;
- (d) the form and the manner in which an appeal may be preferred against an award of a Claims Tribunal; and
- (e) any other matter which is to be, or may be, prescribed.”.

**83. Amendment of section 112.**—In section 112 of the principal Act, for the words “twenty rupees” and “one hundred rupees”, the words “one hundred rupees” and “three hundred rupees” shall respectively be substituted.

**84. Substitution of new section for section 113.**—For section 113 of the principal Act, the following section shall be substituted, namely:—

**“113. Disobediences of orders, obstruction and refusal of information.**—(1) Whoever wilfully disobeys any direction lawfully given by any person or authority empowered under this Act to give such direction, or obstructs any person or authority in the discharge of any functions which such person or authority is required or empowered under this Act to discharge, shall, if no other penalty is provided for the offence, be punishable with fine which may extend to five hundred rupees.

(2) Whoever, being required by or under this Act to supply any information, wilfully withholds such information or gives information which he knows to be false or which he does not believe to be true, shall, if no other penalty is provided for the offence, be punishable with imprisonment for a term which may extend to one month, or with fine which may extend to five hundred rupees, or with both."

85. **Amendment of section 114.**—Section 114 of the principal Act shall be re-numbered as sub-section (1) thereof and—

(a) in sub-section (1) as so re-numbered,—

(i) for the word "licence" wherever it occurs, the words "driving licence" shall be substituted;  
(ii) for the words "two hundred and fifty rupees", the words "five hundred rupees" shall be substituted;

(b) after sub-section (1) as so re-numbered, the following sub-section shall be inserted, namely:—

(2) Whoever, being disqualified under this Act, for holding or obtaining a conductor's licence, acts as a conductor of a stage carriage in a public place or applies for or obtains a conductor's licence or, not being entitled to have a conductor's licence issued to him free of endorsement, applies for or obtains a conductor's licence without disclosing the endorsements made on a conductor's licence previously held by him shall be punishable with imprisonment for a term which may extend to one month, or with fine which may extend to one hundred rupees, or with both, and any conductor's licence so obtained by him shall be of no effect."

86. **Amendment of section 115.**—In sub-section (3) of section 115 of the principal Act, the word "timing" shall be omitted.

87. **Insertion of new section 118A.**—After section 118 of the principal Act, the following section shall be inserted, namely:—

**118A. Punishment for offences relating to accidents.**—Whoever fails to comply with the provisions of clause (c) of sub-section (1) of section 87 or of section 88 or section 89 shall be punishable with imprisonment for a term which may extend to three months, or with fine which may extend to five hundred rupees, or with both or, if having been previously convicted of an offence under this section, he is again convicted of an offence under this section, with imprisonment for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both".

88. **Amendment of section 121.**—In section 121 of the principal Act, for the words "with fine which may extend to five hundred rupees", the words "with imprisonment for a term which may extend to three months, or with fine which may extend to one thousand rupees, or with both" shall be substituted.

89. **Amendment of section 122.**—In section 122 of the principal Act, for the words "two hundred rupees", the words "five hundred rupees" shall be substituted.

90. **Substitution of new section for section 123.**—For section 123 of the principal Act, the following section shall be substituted, namely:—

**123. Using vehicle without registration or permit.**—(1) Whoever drives a motor vehicle or causes or allows a motor vehicle to be used in contravention of the provisions of section 22 or without the permit required by sub-section (1) of section 42 or in contravention of any condition of such permit relating to the route on which or the area in which or the purpose for which the vehicle may be used, shall be punishable for a first offence with fine which may extend to one thousand rupees and for a subsequent offence if committed within three years of the commission of a previous similar offence, with imprisonment which may extend to six months or with fine which may extend to two thousand rupees,

or with both:

Provided that no court shall, except for reasons to be stated in writing, impose a fine of less than five hundred rupees for any such subsequent offence.

(2) Nothing in this section shall apply to the use of a motor vehicle in an emergency for the conveyance of persons suffering from sickness or injury or for the transport of materials for repair or of food or materials to relieve distress or of medical supplies for a like purpose:

Provided that the person using the vehicle reports such use to the Regional Transport Authority within seven days.

(3) Where a person is convicted of an offence under this section, the court by which such person is convicted may, in addition to any sentence which may be passed under sub-section (1), by order—

(a) if the vehicle used in the commission of the offence is a motor car, suspend its certificate of registration for a period not exceeding four months;

(b) if the vehicle used in the commission of the offence is a transport vehicle, suspend its permit for a period not exceeding six months or cancel it.

(4) The Court to which an appeal lies from any conviction in respect of an offence of the nature specified in sub-section (1) may set aside or vary any order of suspension or cancellation made under sub-section (3) by the court below and the court to which appeals ordinarily lie from the court below, may set aside or vary any such order of suspension or cancellation made by the court below, notwithstanding that no appeal lies against the conviction in connection with which such order was made."

91. **Amendment of section 124.**—In section 124 of the principal Act, for the words "one hundred rupees" and "five hundred rupees", the words "two hundred rupees" and "one thousand rupees" shall respectively be substituted.

92. **Amendment of section 125.**—In section 125 of the principal Act, for the words "five hundred rupees", the words "one thousand rupees" shall be substituted.

93. **Insertion of new section 127A.**—After section 127 of the principal Act, the following section shall be inserted, namely:—

**127A. Offences by companies.**—(1) If the person contravening any provision of this Act is a company, every person who, at the time the offence was committed, was in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the contravention and shall be liable to be proceeded against and punished accordingly:

Provided that nothing in this sub-section shall render any such person liable to any punishment provided in this Act, if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company, and it is proved that the offence was committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

**Explanation.**—For the purposes of this section.—

(a) "company" means any body corporate and includes a firm or other association of individuals; and

(b) "director", in relation to a firm, means a partner in the firm."

94. Amendment of section 129.—In section 129 of the principal Act,—

(a) in sub-section (2)—

(i) after the words "authorised in this behalf", the words "or other person authorised in this behalf" shall be inserted;

(ii) the words, brackets and figure "and the said Court shall, on the first appearance of such driver before it, return the licence to him in exchange for the temporary acknowledgement given under sub-section (3)" shall be inserted at the end;

(b) in sub-section (3)—

(i) for the words "A police officer", the words "A police officer or other person" shall be substituted;

(ii) for the words "or the Court has otherwise ordered", the following shall be substituted, namely:—

"or until such date as may be specified by the police officer or other person in the acknowledgment, whichever is earlier:

Provided that if any magistrate, police officer or other person authorised by the State Government in this behalf is, on an application made to him, satisfied that the licence cannot be, or has not been, returned to the holder thereof before the date specified in the acknowledgment for any reason for which the holder is not responsible, the magistrate, police officer or other person, as the case may be may extend the period of authorisation to drive to such date as may be specified in the acknowledgment."

95. Amendment of section 129A.—In section 129A of the principal Act, for the words, brackets and figures "sub-section (1) of section 22", the word and figures "section 22" shall be substituted.

96. Amendment of section 130.—In the opening paragraph of sub-section (1) of section 130 of the principal Act, for the word "may", the word "shall" shall be substituted.

97. Substitution of new section for section 134.—For section 134 of the principal Act, the following section shall be substituted, namely:—

"134. Effect of appeal and revision on orders passed by original authority.—(1) Where an appeal has been preferred or an application for revision has been made against any order passed by an original authority under this Act, the appeal or the application for revision shall not operate as a stay of the order passed by the original authority and such order shall remain in force pending the disposal of the appeal or the application for revision, as the case may be, unless the prescribed appellate authority or revisional authority otherwise directs.

(2) No order made by a competent authority under this Act shall be reversed or altered on appeal or revision on account of any error, omission or irregularity in the proceedings, unless it appears to the prescribed appellate authority or revisional authority, as the case may be, that such error, omission or irregularity has, in fact, occasioned a failure of justice."

98. Amendment of First Schedule.—In the First Schedule to the principal Act,—

(a) for Form A, the following Form shall be substituted, namely:—

"FORM A

[See section 7(2)]

Form of application for licence to drive a motor vehicle

1

Application

I apply for a licence to enable me to drive \*as a paid employee \*public service vehicle, \*goods vehicle, the vehicles I wish to drive being of

the following class(es)\*—

\*(a) motor cycles,

\*(b) invalid carriages,

\*(c) light motor vehicles,

\*(d) medium motor vehicles,

\*(e) heavy motor vehicles,

\*(f) road rollers,

\*(g) a vehicle of a special type (description attached) constructed or adapted to be driven by me.

II

Particulars to be furnished by the applicant

1. Full name and name of father or husband.....
2. Permanent address.....
3. Temporary address.....
4. Age at the date of application.....
5. Have you previously held licence? if so, give particulars of all licences held.....
6. Has any licence held by you been endorsed? If so, give particulars and the date of each endorsement.....
7. Have you been disqualified for obtaining a licence to drive? If so, for what reason.....
8. Have you been subjected to driving test as to your fitness or ability to drive a vehicle in respect of which a licence to drive is applied for? If so, give date, testing authority and result of test.....

III

Declaration as to physical fitness of applicant and knowledge of driving regulations and traffic signs

The applicant is required to answer "Yes" or "No" in the space provided opposite each question.

- (a) Do you suffer from epilepsy, or from sudden attacks of disability, giddiness or fainting?
- (b) Are you able to distinguish with each eye at a distance of 25 yards in good daylight (with glasses, if worn) a motor car number plate containing seven letters and figures?
- (c) Have you lost either hand or foot or are you suffering from any defect in movement, control or muscular power of either arm or leg?
- (d) Can you readily distinguish the pigmentary colours red and green?
- (e) Do you suffer from night blindness?
- (f) Are you so deaf as to be unable to hear the ordinary sound signals?
- (g) Do you suffer from any other disease or disability likely to cause your driving of a motor vehicle to be a source of danger to the public?
- (h) Are you cognisant of the provisions of sections 81, 82, 83, 84 and 85 of, and the Tenth Schedule to, the Motor Vehicles Act, 1939?
- (i) Do you know the meaning of the traffic signs specified in the Ninth Schedule to the Motor Vehicles Act, 1939?

I declare that to the best of my knowledge and belief the particulars given in Section II and the declaration made in Section III hereof are true.

Note 1.—An applicant who answers "yes" to any of the questions (a), (c), (e), (f) and (g), or "no" to either of the questions (b) and (d) should amplify his answer with full particulars, and may be required to give further information relating thereto.

Note 2.—An applicant who answers "yes" to the other questions may claim to be

\*Strike out whichever is not applicable.

subjected to a test as to his competency to drive vehicles of a specified class or classes.

**Note 3.**—The provisions of the Motor Vehicles Act, 1939, referred to in question (h) are reproduced on the attached sheet, which should be detached and kept for subsequent guidance.

Dated..... 19 .....

*Signature or thumb impression of applicant*

**Note.**—The fee for the issue of a driving licence is Rs 11.

*Certificate of test of ability to drive*

The applicant has passed/failed in the test specified in the Third Schedule to the Motor Vehicles Act, 1939. The test was conducted on a (here enter description of vehicle)

on date

*Signature of Testing Authority.*

*Duplicate signature or thumb impression of applicant.*”;

(b) after Form A, the following Form shall be inserted, namely:—

“**FORM AA**  
(See section 8A)

*Form of application for the addition of a new class of vehicle to a driving licence.*

I hereby apply for the addition of the following class/classes of motor vehicle to the attached licence:

- (a) Motor cycles,
- (b) invalid carriage,
- (c) light motor vehicles,
- (d) medium motor vehicles,
- (e) heavy motor vehicles,
- (f) road rollers,
- (g) a vehicle of a special type (description attached) constructed or adapted to be driven by me.

\*I enclose,

- (a) a medical certificate,
- (b) three copies of a recent photograph.

\*Required only where the applicant is not entitled to drive as a paid employee or to drive a transport vehicle and now wishes to do so  
Strike out if not applicable.

Dated 19 .....

*Signature or thumb impression of applicant.*

**Note.**—No fee other than a fee for a test of competence to drive is chargeable for the addition of a new class of vehicle to a driving licence.”;

*Certificate of test of ability to drive*

The applicant has passed/failed in the test specified in the Third Schedule to the Motor Vehicles Act, 1939. The test was conducted on a (here enter description of vehicle).

on date

*Signature of Testing Authority.*

*Duplicate signature or thumb impression of applicant.*”;

(c) for Form B, the following Form shall be substituted, namely:—

“**FORM B**  
(See section 11(2))

*Form of application for the renewal of driving licence*

I hereby apply for the renewal of my driving licence which is attached, and particulars of which are as follows:—

- (a) Number.
- (b) Date of issue.
- (c) Licensing Authority by which licence was issued.

My present address is

If this address is not entered on the licence I do/do not wish that it should be so entered.

If the licence is not attached, reasons why it is not available.

If the licence was not renewed within 30 days of the date of expiry, full reasons for the delay.

The renewal of the licence has not been refused by any licensing authority.

I hereby declare that I am not subject to any disease or disability likely to cause my driving of motor vehicles of the classes entered in my licence to be a source of danger to the public.

Dated

19 .....

*Signature or thumb impression of applicant.*  
Address

**Note.**—The fee for the renewal of a licence is fixed by section 11 of the Motor Vehicles Act, 1939, reproduced on the reverse.

(Reverse)

**11. Renewal of driving licences.**—(1) Any licensing authority may, on an application made to it, renew a driving licence issued under the provisions of this Act with effect from the date of its expiry:

Provided that in any case where the application for the renewal of a driving licence is made more than thirty days after the date of its expiry, the driving licence shall be renewed with effect from the date of its renewal.

(2) An application for the renewal of a driving licence shall be made in Form B as set forth in the First Schedule and shall contain the declaration required by that form: provided that where the applicant does not or is unable to the said declaration the provisions of sub-section (5) of section 7 shall apply.

(3) Where an application for the renewal of a driving licence is made previous to, or not more than thirty days after, the date of its expiry, the fee payable for such renewal shall be nine rupees.

(4) Where an application for the renewal of a driving licence is made more than thirty days after the date of its expiry, the fee payable for such renewal shall be eleven rupees:

Provided that the fee referred to in sub-section (3) may be accepted by the licensing authority, if it is satisfied that the holder of the driving licence was prevented by good cause from applying within the time specified in that sub-section:

Provided further that if the application is made more than five years after the licence has ceased to be effective, the licensing authority may refuse to renew the driving licence, unless the applicant undergoes and passes to its satisfaction the test of competence to drive specified in the Third Schedule.

(4) When the authority renewing the driving licence is not the authority which issued the driving licence, it shall intimate the fact of renewal to the authority which issued the driving licence.”;

(d) in Form D,—

(i) for items (b) to (k), both inclusive, the following shall be substituted, namely:—

- “(b) invalid carriages,
- (c) light motor vehicles,
- (d) medium motor vehicles,
- (e) heavy motor vehicles,
- (f) road rollers,
- (g) a motor vehicle hereunder described:—”;

(ii) after the words and asterisk “paid employee\*”, the words and asterisk “a transport vehicle\*” shall be inserted;

(iii) for the heading “Authorisation to drive a public service vehicle”, the following heading shall be substituted, namely:—

“Authorisation to drive a transport vehicle.”;

(e) in Form E,—

(i) for entry 1, the following entries shall be substituted, namely:—

- “1. Full name, name of father or husband, and address of person to be registered as registered owner.

1A. Age of the person to be registered as registered owner.....”;

1B. Name and address of the person from whom the vehicle was purchased.....”;

(ii) after entry 13, the following shall be inserted,

namely:—

“13-A. I hereby declare that this vehicle has not been registered in any State in India.

Additional particular to be completed only in the case of transport vehicles other than motor cars.

13-B. Colour or colours of body, wings and front end.....”;

(iii) in entry 16, after the word “weight”, the brackets and words “(to be furnished in the case of heavy motor vehicles only)” shall be inserted;

(iv) for the words “two or three axles, for an articulated vehicle of three”, the words “two or more axles, for an articulated vehicle of three or more” shall be substituted;

(v) in entry 19, for the word “the”, the word “each” shall be substituted;

(vi) to entry 20, the words and brackets “in respect of each axle (to be furnished in the case of heavy motor vehicles only)” shall be added:

(j) Form F shall be omitted;

(g) in Form G,—

(i) after the words “name of father”, the words “or husband” shall be inserted;

(ii) after entry 11, the following shall be inserted, namely:—

“Additional particular in the case of all transport vehicles other than motor cars.

11-A. Colour or colours of body, wings and front end.....”;

(iii) in entry 14, after the word “weight”, the brackets and words “(in the case of heavy motor vehicles only)” shall be inserted;

(iv) in entry 17, for the word “the”, the word “each” shall be substituted;

(v) to entry 18, the words and brackets “in respect of each axle (in the case of heavy motor vehicles only)” shall be added;

(h) in Form H, for the words, figures and brackets “sections 38 and 39(2)”, the word and figures “section 38” shall be substituted.

99. **Amendment of Fourth Schedule.**—In the Fourth Schedule to the principal Act, in Part C, for the words “five figures”, the words “six figures, or a broad arrow followed by two letters and not more than five figures” shall be substituted.

100. **Substitution of new Schedule for Sixth Schedule.**—For the Sixth Schedule to the principal Act, the following Schedule shall be substituted, namely:—

#### “THE SIXTH SCHEDULE

[See sections 24 (3) and 29(2)]

#### REGISTRATION MARKS

One of the groups of letters specified in the second column followed by any one other letter shall be used as the registration mark for a vehicle in the State specified in the first column.

Andhra Pradesh	AP, AD
Assam	AS
Bihar	BR
Bombay	BM, BY
Kerala	KL
Madhya Pradesh	MP, CP
Madras	MD, MS
Mysore	MY
Orissa	OR
Punjab	PN, PU
Rajasthan	RJ
Uttar Pradesh	UP, US
West Bengal	WB, WG
Delhi	DL
Himachal Pradesh	HI
Manipur	MN
Tripura	TR
Andaman and Nicobar Islands	AN
Laccadive, Minicoy and Amindivi Islands	LC, MA

*Note.*—These letters shall be followed by not more

than four figures, and the letters and figures shall be shown—

1. In the case of transport vehicles.	In black on a white ground.
2. In the case of temporary registrations (section 25).	In red on a yellow ground.
3. In the case of registration marks allotted to dealers [section 41(2) (k)].	In white on a red ground.
4. In other cases	In white on a black ground.”

101. **Omission of Seventh Schedule.**—The Seventh Schedule to the principal Act shall be omitted.

102. **Substitution of new schedule for Eighth Schedule.**—For the Eighth Schedule to the principal Act, the following Schedule shall be substituted, namely:—

#### “THE EIGHTH SCHEDULE

[See section 71]

#### LIMITS OF SPEED FOR MOTOR VEHICLES

Class of vehicle	Maximum speed per hour	Miles
(1) If all the wheels of the vehicle are with pneumatic tyres and the vehicle is not drawing a trailer:—		
(a) if the vehicle is a light motor vehicle or a motor cycle	No limit	35
(b) if the vehicle is a medium motor vehicle		30
(c) if the vehicle is a heavy motor vehicle and a public service vehicle .. .. .. .. ..		25
(d) if the vehicle is a heavy motor vehicle but not a public service vehicle .. .. .. .. ..		25
(2) If the vehicle is drawing not more than one trailer (or in the case of artillery equipment, not more than two trailers and all the wheels of the drawing vehicle and the trailer are fitted with pneumatic tyres .. .. .. .. ..		30
(a) if the vehicle is a light motor vehicle and the trailer being two-wheeled has a laden weight not exceeding 1,700 pounds avoirdupois .. .. .. .. ..		35
(b) if the vehicle is a light motor vehicle and the trailer has more than two wheels or a laden weight exceeding 1,700 pounds avoirdupois .. .. .. .. ..		30
(c) if the vehicle is a medium motor vehicle .. .. .. .. ..		25
(d) if the vehicle is a heavy motor vehicle .. .. .. .. ..		20
(3) Any case not covered by entry (1) or entry (2) .. .. .. .. ..		15.”

Received Assent on 30-12-50

#### THE INDIAN MEDICAL COUNCIL ACT, 1956

(102 of 1956)

AN

ACT

to provide for the reconstitution of the Medical Council of India, and the maintenance of a Medical Register for India and for matters connected therewith.

Be it enacted by Parliament in the Seventh Year of the Republic of India as follows:—

1. **Short title, extent and commencement.**—(1) This Act may be called the Indian Medical Council Act, 1956.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. **Definitions.**—In this Act, unless the context otherwise requires,—

(a) “approved institution” means a hospital, health

centre or other such institution recognised by a University as an institution in which a person may undergo the training, if any, required by his course of study before the award of any medical qualification to him;

- (b) "Council" means the Medical Council of India constituted under this Act;
- (c) "India" means the territories to which this Act extends;
- (d) "Indian Medical Register" means the medical register maintained by the Council;
- (e) "medical institution" means any institution, within or without India, which grants degrees, diplomas or licences in medicine;
- (f) "medicine" means modern scientific medicine in all its branches and includes surgery and obstetrics, but does not include veterinary medicine and surgery;
- (g) "prescribed" means prescribed by regulations;
- (h) "recognised medical qualification" means any of the medical qualifications included in the Schedules;
- (i) "regulation" means a regulation made under section 33;
- (j) "State Medical Council" means a medical council constituted under any law for the time being in force in any State regulating the registration of practitioners of medicine;
- (k) "State Medical Register" means a register maintained under any law for the time being in force in any State regulating the registration of practitioners of medicine;
- (l) "University" means any University in India established by law and having a medical faculty.

3. **Constitution and composition of the Council.**—(1) The Central Government shall cause to be constituted a Council consisting of the following members, namely:—

- (a) one member from each State other than a Union Territory, to be nominated by the Central Government in consultation with the State Government concerned;
- (b) one member from each University, to be elected from amongst the members of the medical faculty of the University by members of the Senate of the University in case the University has no Senate, by members of the Court;
- (c) one member from each State in which a State Medical Register is maintained, to be elected from amongst themselves by persons enrolled on such Register who possess the medical qualifications included in the First or the Second Schedule or in Part II of the Third Schedule;
- (d) seven members to be elected from amongst themselves by persons enrolled on any of the State Medical Registers who possess the medical qualifications included in Part I of the Third Schedule;
- (e) eight members to be nominated by the Central Government.

(2) The President and Vice-President of the Council shall be elected by the members of the Council from amongst themselves.

(3) No act done by the Council shall be questioned on the ground merely of the existence of any vacancy in, or any defect in the constitution of, the Council.

4. **Mode of election.**—(1) An election under clause (b), clause (c) or clause (d) of sub-section (1) of section 3 shall be conducted by the Central Government in accordance with such rules as may be made by it in this behalf, and any rules so made may provide that pending the preparation of the Indian Medical Register in accordance with the provisions of this Act, the members referred to in clause (d) of sub-section (1) of section 3 may be nominated by the Central Government instead of being elected as provided therein.

(2) Where any dispute arises regarding any election to the Council, it shall be referred to the Central Government whose decision shall be final.

5. **Restrictions on nomination and membership.**—(1) No person shall be eligible for nomination under clause (a) of sub-section (1) of section 3 unless he possesses any of the medical qualifications included in the First

and Second Schedules, resides in the State concerned, and, where a State Medical Register is maintained in that State, is enrolled on that register.

(2) No person may at the same time serve as a member in more than one capacity.

6. **Incorporation of the Council.**—The Council so constituted shall be a body corporate by the name of the Medical Council of India, having perpetual succession and a common seal, with power to acquire and hold property, both movable and immovable, and to contract, and shall by the said name sue and be sued.

7. **Term of office of President, Vice-President and members.**—(1) The President or Vice-President of the Council shall hold office for a term not exceeding five years and not extending beyond the expiry of his term as member of the Council.

(2) Subject to the provisions of this section, a member shall hold office for a term of five years from the date of his nomination or election or until his successor shall have been duly nominated or elected, whichever is longer.

(3) An elected or nominated member shall be deemed to have vacated his seat if he is absent without excuse, sufficient in the opinion of the Council, from three consecutive ordinary meetings of the Council or, in the case of a member elected under clause (b) of sub-section (1) of section 3, if he ceases to be a member of the medical faculty of the University concerned, or in the case of a member elected under clause (c) or clause (d) of that sub-section, if he ceases to be a person enrolled on the State Medical Register concerned.

(4) A casual vacancy in the Council shall be filled by nomination or election, as the case may be, and the person nominated or elected to fill the vacancy shall hold office only for the remainder of the term for which the member whose place he takes was nominated or elected.

(5) Members of the Council shall be eligible for re-nomination or re-election.

(6) Where the said term of five years is about to expire in respect of any member, a successor may be nominated or elected at any time within three months before the said term expires but he shall not assume office until the said term has expired.

8. **Meetings of the Council.**—(1) The Council shall meet at least once in each year at such time and place as may be appointed by the Council.

(2) Unless otherwise provided by regulations, fifteen members of the Council shall form a quorum, and all the Acts of the Council shall be decided by a majority of the members present and voting.

9. **Officers, committees and servants of the Council.**—The Council shall—

- (1) constitute from amongst its members an Executive Committee and such other Committees for general or special purposes as the Council deems necessary to carry out the purposes of this Act;
- (2) appoint a Registrar who shall act as Secretary and who may also, if deemed expedient, act as Treasurer;
- (3) employ such other persons as the Council deems necessary to carry out the purposes of this Act;
- (4) require and take from the Registrar, or from any other employee, such security for the due performance of his duties as the Council deems necessary; and
- (5) with the previous sanction of the Central Government, fix the remuneration and allowances to be paid to the President, Vice-President and members of the Council and determine the conditions of service of the employees of the Council.

10. **The Executive Committee.**—(1) The Executive Committee, hereinafter referred to as the Committee, shall consist of the President and Vice-President, who shall be members *ex-officio*, and not less than seven and not more than ten other members who shall be elected by the Council from amongst its members.

(2) The President and Vice-President shall be the President and Vice-President respectively of the Committee.

(3) In addition to the powers and duties conferred and imposed upon it by this Act, the Committee shall exercise and discharge such powers and duties as the Council may confer or impose upon it by any regulations

which may be made in this behalf.

**11. Recognition of medical qualifications granted by Universities or medical institutions in India.**—(1) The medical qualifications granted by any University or medical institution in India which are included in the first Schedule shall be recognised medical qualifications for the purposes of this Act.

(2) Any University or medical institution in India which grants a medical qualification not included in the First Schedule may apply to the Central Government to have such qualification recognised, and the Central Government, after consulting the Council, may, by notification in the Official Gazette, amend the First Schedule so as to include such qualification therein, and any such notification may also direct that an entry shall be made in the last column of the First Schedule against such medical qualification declaring that it shall be a recognised medical qualification only when granted after a specified date.

**12. Recognition of medical qualifications granted by medical institutions in countries with which there is a scheme of reciprocity.**—(1) The medical qualifications granted by medical institutions outside India which are included in the Second Schedule shall be recognised medical qualifications for the purposes of this Act.

(2) The Council may enter into negotiations with the Authority in any State or country outside India which by the law of such State or country is entrusted with the maintenance of a register of medical practitioners, for the settling of a scheme of reciprocity for the recognition of medical qualifications, and in pursuance of any such scheme, the Central Government may, by notification in the Official Gazette, amend the Second Schedule so as to include therein the medical qualification which the Council has decided should be recognised, and any such notification may also direct that an entry shall be made in the last column of the Second Schedule against such medical qualification declaring that it shall be a recognised medical qualification only when granted after a specified date.

(3) The Central Government, after consultation with the Council, may, by notification in the Official Gazette, amend the Second Schedule by directing that an entry be made therein in respect of any medical qualification declaring that it shall be a recognised medical qualification only when granted before a specified date.

(4) Where the Council has refused to recommend any medical qualification which has been proposed for recognition by any Authority referred to in sub-section (2) and that Authority applies to the Central Government in this behalf, the Central Government, after considering such application and after obtaining from the Council a report, if any, as to the reasons for any such refusal, may, by notification in the Official Gazette, amend the Second Schedule so as to include such qualification therein and the provisions of sub-section (2) shall apply to such notification.

**13. Recognition of medical qualifications granted by certain medical institutions whose qualifications are not included in the First or Second Schedule.**—(1) The medical qualifications granted by medical institutions in India which are not included in the First Schedule and which are included in Part I of the Third Schedule shall also be recognised medical qualifications for the purposes of this Act.

(2) The medical qualifications granted to a citizen of India—

(a) before the 15th day of August, 1947, by medical institutions in the territories now forming part of Pakistan, and

(b) before the 1st day of April, 1937, by medical institutions in the territories now forming part of Burma,

which are included in Part I of the Third Schedule shall also be recognised medical qualifications for the purposes of this Act.

(3) The medical qualifications granted by medical institutions outside India which are included in Part II of the Third Schedule shall also be recognised medical qualifications for the purposes of this Act, but no person possessing any such qualification shall be entitled to enrolment on any State Medical Register unless he is a citizen of India and has undergone such practical training after obtaining that qualification as may be

required by the rules or regulations in force in the country or State granting the qualification, or if he has not undergone any practical training in that country or State, he has undergone such practical training as may be prescribed.

(4) The Central Government, after consulting the Council, may by notification in the Official Gazette, amend Part II of the Third Schedule so as to include therein any qualification granted by a medical institution outside India which is not included in the Second Schedule.

(5) Any medical institution in India which is desirous of getting a medical qualification granted by it included in Part I of the Third Schedule may apply to the Central Government to have such qualification, recognised and the Central Government, after consulting the Council, may, by notification in the Official Gazette, amend Part I of the Third Schedule so as to include such qualification therein, and any such notification may also direct that an entry shall be made in the last column of Part I of the Third Schedule against such medical qualification declaring that it shall be a recognised medical qualification only when granted after a specified date.

**14. Special provision in certain cases for recognition of medical qualifications granted by medical institutions in countries with which there is no scheme of reciprocity.**—(1) The Central Government after consultation with the Council may, by notification in the Official Gazette, direct that medical qualifications granted by medical institutions in any State or country outside India in respect of which a scheme of reciprocity for the recognition of medical qualifications is not in force, shall be recognised medical qualifications for the purposes of this Act or shall be so only when granted after a specified date:

Provided that medical practice by the doctors possessing such qualifications shall be limited to the institution to which they are attached for the time being for purposes of teaching, research or charitable work and shall be limited to the period specified in this behalf by the Central Government by general or special order.

(2) In respect of any such medical qualification, the Central Government, after consultation with the Council, may, by notification in the Official Gazette, direct that it shall be a recognised medical qualification only when granted before a specified date.

**15. Right of persons possessing qualifications in the Schedules to be enrolled.**—Subject to the other provisions contained in this Act, the medical qualifications included in the Schedules shall be sufficient qualification for enrolment on any State Medical Register.

**16. Power to require information as to courses of study and examinations.**—Every University or medical institution in India which grants a recognised medical qualification shall furnish such information as the Council may, from time to time, require as to the courses of study and examinations to be undergone in order to obtain such qualification, as to the ages at which such courses of study and examinations are required to be undergone and such qualification is conferred and generally as to the requisites for obtaining such qualification.

**17. Inspection of examinations.**—(1) The Committee shall appoint such number of medical inspectors as it may deem requisite to attend at any or all of the examinations held by Universities or medical institutions in India for the purpose of recommending to the Central Government recognition of medical qualifications.

(2) Inspectors appointed under this section shall not interfere with the conduct of any examination but they shall report to the Committee on the sufficiency of every examination which they attend and on any other matters in regard to which the Committee may require them to report.

(3) The Committee shall forward a copy of any such report to the University or medical institution concerned, and shall also forward a copy with the remarks of the University or institution thereon, to the Central Government.

**18. Visitors at examinations.**—(1) The Council may appoint such number of visitors as it may deem requisite to attend at any or all of the examinations held by Universities or medical institutions in India for the purpose of granting recognised medical qualifications.

(2) Any person, whether he is a member of the Council or not, may be appointed as a visitor under this section but a person who is appointed as an inspector under section 17 for any examination shall not be appointed as a visitor for the same examination.

(3) Visitors appointed under this section shall not interfere with the conduct of any examination but they shall report to the President of the Council on the sufficiency of every examination which they attend and on any other matters in regard to which the Council may require them to report.

(4) The report of a visitor shall be treated as confidential unless in any particular case the President of the Council otherwise directs:

Provided that if the Central Government requires a copy of the report of a visitor, the Council shall furnish the same.

**19. Withdrawal of recognition.**—(1) When upon report by the Committee or by a visitor appointed under section 18, it appears to the Council that the courses of study and examination to be undergone in any University or medical institution in India in order to obtain a recognised medical qualification or that the standards of proficiency required from candidates at any examination held for the purpose of granting such qualification are not such as to secure to persons holding such qualification the knowledge and skill requisite for the efficient practice of medicine, the Council shall make a representation to that effect to the Central Government.

(2) After considering such representation, the Central Government may send it to the State Government of the State in which the University or medical institution is situated and the State Government shall forward it along with such remarks as it may choose to make to the University or medical institution, with an intimation of the period within which the University or medical institution may submit its explanation to the State Government.

(3) On the receipt of the explanation or, where no explanation is submitted within the period fixed, then on the expiry of that period, the State Government shall make its recommendations to the Central Government.

(4) The Central Government, after making such further inquiry, if any, as it may think fit, may, by notification in the Official Gazette, direct that an entry shall be made in the appropriate Schedule against the said medical qualification declaring that it shall be a recognised medical qualification only when granted before a specified date.

**20. Post-graduate Medical Education Committee for assisting Council in matters relating to post-graduate medical education.**—(1) The Council may prescribe standards of post-graduate medical education for the guidance of Universities, and may advise Universities in the matter of securing uniform standards for post-graduate medical education throughout India, and for this purpose the Central Government may constitute from among the members of the Council a Post-graduate Medical Education Committee (hereinafter referred to as the Post-graduate Committee).

(2) The Post-graduate Committee shall consist of nine members all of whom shall be persons possessing post-graduate medical qualifications and experience of teaching or examining post-graduate students of medicine.

(3) Six of the members of the Post-graduate Committee shall be nominated by the Central Government and the remaining three members shall be elected by the Council from amongst its members.

(4) For the purpose of considering Post-graduate studies in a subject, the post-graduate Committee may co-opt, as and when necessary, one or more members qualified to assist it in that subject.

(5) The views and recommendations of the Post-graduate Committee on all matters shall be placed before the Council; and if the Council does not agree with the views expressed or the recommendations made by the Post-graduate Committee on any matter, the Council shall forward them together with its observations to the Central Government for decision.

**21. The Indian Medical Register.**—(1) The Council

shall cause to be maintained in the prescribed manner a register of medical practitioners to be known as the Indian Medical Register, which shall contain the names of all persons who are for the time being enrolled on any State Medical Register and who possess any of the recognised medical qualifications.

(2) It shall be the duty of the Registrar of the Council to keep the Indian Medical Register in accordance with the provisions of this Act and of any orders made by the Council, and from time to time to revise the register and publish it in the Gazette of India and in such other manner as may be prescribed.

(3) Such register shall be deemed to be a public document within the meaning of the Indian Evidence Act, 1872 (1 of 1872), and may be proved by a copy published in the Gazette of India.

**22. Supply of copies of the State Medical Registers.**—Each State Medical Council shall supply to the Council three printed copies of the State Medical Register as soon as may be after the commencement of this Act and subsequently after the first day of April of each year, and each Registrar of a State Medical Council shall inform the Council without delay of all additions to and other amendments in the State Medical Register made from time to time.

**23. Registration in the Indian Medical Register.**—The Registrar of the Council may, on receipt of the report of registration of a person in a State Medical Register or on application made in the prescribed manner by any such person, enter his name in the Indian Medical Register:

Provided that the Registrar is satisfied that the person concerned possesses a recognised medical qualification.

**24. Removal of names from the Indian Medical Register.**—(1) If the name of any person enrolled on a State Medical Register is removed therefrom in pursuance of any power conferred by or under any law relating to registration of medical practitioners for the time being in force in any State, the Council shall direct the removal of the name of such person from the Indian Medical Register.

(2) Where the name of any person has been removed from a State Medical Register on any ground other than that he is not possessed of the requisite medical qualifications or where any application made by the said person for restoration of his name to the State Medical Register has been rejected, he may appeal in the prescribed manner and subject to such conditions including conditions as to the payment of a fee as may be laid down in rules made by the Central Government in this behalf, to the Central Government, whose decision, which shall be given after consulting the Council, shall be binding on the State Government and on the authorities concerned with the preparation of the State Medical Register.

**25. Provisional registration for clinical practice.**—If the courses of study to be undergone for obtaining a recognised medical qualification include a period of training after a person has passed the qualifying examination and before such qualification is conferred on him, any such person shall, on application made by him in this behalf, be granted provisional registration in a State Medical Register by the State Medical Council concerned in order to enable him to practise medicine in an approved institution for the period aforesaid.

**26. Registration of additional qualifications.**—(1) If any person whose name is entered in the Indian Medical Register obtains any title, diploma or other qualification for proficiency in sanitary science, public health or medicine, which is a recognised medical qualification, he shall, on application made in this behalf in the prescribed manner, be entitled to have an entry stating such other title, diploma, or other qualification made against his name in the Indian Medical Register either in substitution for or in addition to any entry previously made.

(2) The entries in respect of any such person in a State Medical Register shall be altered in accordance with the alterations made in the Indian Medical Register.

**27. Privileges of persons who are enrolled on the Indian Medical Register.**—Subject to the conditions and restrictions laid down in this Act regarding medical practice by persons possessing certain recognised medical qualifications, every person whose name is for the time being borne on the Indian Medical Register shall be entitled according to his qualifications to practise as a medical practitioner in any part of India and to recover in due course of law in respect of such practice any expenses, charges in respect of medicaments or other appliances, or any fees to which he may be entitled.

**28. Person enrolled on the Indian Medical Register to notify change of place of residence or practice.**—Every person registered in the Indian Medical Register shall notify any transfer of the place of his residence or practice to the Council and to the State Medical Council concerned, within thirty days of such transfer, failing which his right to participate in the election of members to the Council or a State Medical Council shall be liable to be forfeited by order of the Central Government either permanently or for such period as may be specified therein.

**29. Information to be furnished by the Council and publication thereof.**—(1) The Council shall furnish such report, copies of its minutes, abstracts of its accounts, and other information to the Central Government as that Government may require.

(2) The Central Government may publish in such manner as it may think fit, any report, copy, abstract or other information furnished to it under this section or under section 17 and 18.

**30. Commissions of inquiry.**—(1) Whenever it is made to appear to the Central Government that the Council is not complying with any of the provisions of this Act, the Central Government may refer the particulars of the complaint to a Commission of Inquiry consisting of three persons, two of whom shall be appointed by the Central Government, one being a Judge of a High Court, and one by the Council, and such Commission shall proceed to inquire in a summary manner and to report to the Central Government as to the truth of the matters charged in the complaint, and in case of any charge of default or of improper action being found by the Commission to have been established, and Commission shall recommend the remedies, if any, which are in its opinion necessary.

(2) The Central Government may require the Council to adopt the remedies so recommended within such time as, having regard to the report of the Commission, it may think fit, and if the Council fails to comply with any such requirement, the Central Government may amend the regulations of the Council, or make such provision or order or take such other steps as may seem necessary to give effect to the recommendations of the Commission.

(3) A Commission of inquiry shall have power to administer oaths, to enforce the attendance of witnesses

and the production of documents, and shall have all such other necessary powers for the purpose of any inquiry conducted by it as are exercised by a civil court under the Code of Civil Procedure, 1908 (5 of 1908).

**31. Protection of action taken in good faith.**—No suit, prosecution or other legal proceeding shall lie against the Government, the Council or a State Medical Council or any Committee thereof, or any officer or servant of the Government or Councils aforesaid for anything which is in good faith done or intended to be done under this Act.

**32. Power to make rules.**—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Act.

(2) All rules made under this section shall be laid for not less than thirty days before both Houses of Parliament as soon as possible after they are made, and shall be subject to such modifications as Parliament may make during the session in which they are so laid or the session immediately following.

**33. Power to make regulations.**—The Council may, with the previous sanction of the Central Government, make regulations generally to carry out the purposes of this Act, and, without prejudice to the generality of this power, such regulations may provide for—

- (a) the management of the property of the Council and the maintenance and audit of its accounts;
- (b) the summoning and holding of meetings of the Council, the times and places where such meetings are to be held, the conduct of business thereat and the number of members necessary to constitute a quorum;
- (c) the resignation of members of the Council;
- (d) the powers and duties of the President and Vice-President;
- (e) the mode of appointment of the Executive Committee and other Committees, the summoning and holding of meetings, and the conduct of business of such Committees;
- (f) the tenure of office, and the powers and duties of the Registrar and other officers and servants of the Council;
- (g) the particulars to be stated, and the proof of qualifications to be given in applications for registration under this Act;
- (h) the fees to be paid on applications and appeals under this Act;
- (i) the appointment, powers, duties and procedure of medical inspectors and visitors; and
- (j) any matter for which under this Act provision may be made by regulations.

**34. Repeal of Act 27 of 1933.**—The Indian Medical Council Act, 1933 (27 of 1933), is hereby repealed.

### THE FIRST SCHEDULE

(See section 11)

#### RECOGNISED MEDICAL QUALIFICATIONS GRANTED BY UNIVERSITIES OR MEDICAL INSTITUTIONS IN INDIA

University or Medical Institution	Recognised medical qualification	Abbreviation for registration
1	2	3
University of Allahabad	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., All.
University of Bombay	Licentiate in Medicine and Surgery	L. M. S., Bom.
	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., Bom.
	Doctor of Medicine	M.D., Bom.
	Master of Surgery	M.S., Bom.
University of Calcutta	Licentiate in Medicine and Surgery	L.M.S., Cal.
	Bachelor of Medicine	M.B., Cal.
	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., Cal.
	Doctor of Medicine	M.D., Cal.
	Master of Surgery	M.S., Cal.
	Master of Obstetrics	M.O., Cal.
University of Lucknow	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., Lucknow.
	Doctor of Medicine	M.D., Lucknow.

1

2

3

University of Madras	Master of Surgery Licentiate in Medicine and Surgery Bachelor of Medicine and Master of Surgery Bachelor of Medicine and Bachelor of Surgery Doctor of Medicine Master of Surgery	M.S., Lucknow. L.M.S., Mad. M.B., C.M., Mad. M.B., B.S., Mad. M.D., Mad. M.S., Mad.
Patna University	Bachelor of Medicine and Bachelor of Surgery Doctor of Medicine	M.B., B.S., Patna. M.D., Patna.
Andhra University	Master of Surgery Bachelor of Medicine and Bachelor of Surgery Doctor of Medicine Master of Surgery	M.S., Patna. M.B., B.S., Andhra. M.D., Andhra. M.S., Andhra.
College of Physicians and Surgeons, Bombay	Master of Surgery Bachelor of Medicine and Bachelor of Surgery Doctor of Medicine Master of Surgery Licentiate in Medicine and Surgery Membership of College of Physicians and Surgeons, Bombay	L.M.S., Andhra. M.C.P.S. (Bombay). This shall be a recognised medical qualification only when granted after the 30th April, 1944. F.C.P.S. (Med.) (Bom.) F.C.P.S. (Path.) (Bom.) F.C.P.S. (Surg.) (Bom.) F.C.P.S. (Derm.) (Bom.) These qualifications shall be recognised medical qualifications only when granted after the 1st April, 1954.
	Fellowship of College of Physicians and Surgeons, Bombay, in Medicine, Pathology, Surgery or Dermatology.	M.B., B.S., Andhra. M.C.P.S. (Bom.) F.C.P.S. (Med.) (Bom.) F.C.P.S. (Path.) (Bom.) F.C.P.S. (Surg.) (Bom.) F.C.P.S. (Derm.) (Bom.) These qualifications shall be recognised medical qualifications only when granted after the 1st April, 1954.
University of Agra	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., Agra.
University of East Punjab	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., E. Punjab.
East Punjab State Medical Faculty	Licentiate in Medicine and Surgery	L.M.S., East Punjab.
University of Delhi	Bachelor of Medicine and Bachelor of Surgery	This qualification shall be a recognised one only when granted on or after the 15th August, 1947, provided the holders thereof had passed the F.Sc. examination before taking up medical studies.
Gauhati University	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Gauhati).
State Medical Faculty of West Bengal	Membership of the State Medical Faculty of West Bengal.	M.M.F. (West Bengal).
University of Bihar	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Bihar).
University of Poona	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Poona).
Utkal University	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Utkal).
Gujarat University	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Gujarat).
Nagpur University	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Nagpur).
Osmania University	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Osmania).
University of Mysore	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Mysore).
University of Rajputana	Bachelor of Medicine and Bachelor of Surgery	This qualification shall be a recognised qualification only when granted after the 31st December, 1932.
University of Baroda	Bachelor of Medicine and Bachelor of Surgery	M.B., B.S., (Rajputana). M.B., B.S., (Baroda).

## THE SECOND SCHEDULE

(See section 12)

## RECOGNISED MEDICAL QUALIFICATIONS GRANTED BY MEDICAL INSTITUTIONS OUTSIDE INDIA

Country	Qualifications		
United Kingdom	Registrable qualifications admitting primarily to the Medical Register granted by licensing bodies in the United Kingdom, as shown in Table 'E' set out in the Medical Register printed and published from time to time under the direction of the General Medical Council of the United Kingdom in pursuance of the Medical Acts, 1858, 1886 and 1950.		
Other Countries	Title	Nature of qualification as stated in diplomas	Abbreviations
	1	2	3
AUSTRALIA— New South Wales— University of Sydney (c)	M.B. M.D. Ch. M.B.S.	Medicine and Surgery.	U. Sydney.

1	2	3	4
<i>South Australia—</i> University of Adelaide .. .. ..	M.B., B.S. M.D. M.S.	Medicine and Surgery.	U. Adclaide.
(a) (c)			
<i>Victoria—</i> University of Melbourne .. .. ..	M.B. M.D., B.S. M.S.	do	U. Melbourn.
(b)			
<i>BURMA—</i> University of Rangoon .. .. ..	M.B., B.S.	do	U. Rangoon.
<i>CANADA—</i>			
<i>Alberta—</i> College of Physicians and Surgeons of the Province of Alberta (b)	Member	do	C.P. and S. Alta.
University of Alberta (b) .. .. ..	M.D.	do	U. Alberta.
<i>Manitoba—</i> College of Physicians and Surgeons of the Province of Manitoba (b) .. .. ..	Member	do	C.P. & S. Man.
University of Manitoba (c) .. .. ..	M.D., M.D., C.M.	Medicine and Surgery.	U. Man.
<i>North West Territories—</i> College of Physicians and Surgeons of the Province of North-West Territories (b)	Member	Medicine and Surgery.	C.P. & S.N.W. Terr.
When held in conjunction with License of College of Physicians and Surgeons of the Province of Saskatchewan or the Province of Alberta).			
<i>Nova Scotia—</i> Nova Scotia Provincial Medical Board (a) (c)	L.M.S.	do	N. Scotia P.M. Bd.
Dalhousie University (a) (c) .. .. ..	M.D., C.M.	do	Dalhousie U.
<i>Prince Edward Island—</i> Prince Edward Island Medical Council (b)	L.M.S.	do	M. Co. P.E.I.
<i>CEYLON—</i> Ceylon Medical College (a) (c) .. .. ..	L.M.S.	do	Ceylon M. Co.
<i>HONG KONG—</i> University of Hong Kong (a) (c) .. .. ..	M.B., B.S. M.D., M.S.	do	U. Hong Kong.
<i>ITALY—</i> All Royal Italian Universities (d) .. .. ..	M.D.	do	
<i>JAPAN—</i> All Imperial Universities (e) .. .. ..	M.B. (Igakushi) M.D. (Igaku Hakushi).	do	
Any Government or Prefectural special colleges designated by a Minister of Education of Japan (e) .. .. ..	M.B. (Igakushi)	do	
<i>MALTA—</i> Royal University of Malta .. .. ..	M.D.	do	U. Malta.
<i>NEWFOUNDLAND—</i> Newfoundland Medical Board (b) .. .. ..	L.M.S.	do	Nfld. M.Bd.
<i>NEW ZEALAND—</i> University of New Zealand .. .. ..	M.B., Ch. B. Ch. M., M.D.	do	U.N. Zealand.
<i>PAKISTAN—</i> Punjab University .. .. ..	L.M.S. M.B. M.B., B.S. M.D. M.S.	do	U. West Punjab
Pubjab State Medical Faculty .. .. ..	L.M.S.	Licentiate in Medicine and Surgery.	L.M.S. Punjab. This qualification shall be a recogni- sed one only when granted before the 15th August, 1947 provided the holders thereof had passed F.Sc. Examination be- fore taking up medical studies.
<i>UNION OF SOUTH AFRICA—</i> University of South Africa (b) .. .. ..	M.B., Ch. B. M.B., Ch. B.	do	U.S. Africa.
University of Cape Town (a) (c) .. .. ..	M.D., Ch. M.	do	U. Cape Town.
University of the Witwatersrand, Johan- nesburg (a) (c)	M.B., Ch. B. M.D., Ch. M.	do	U. Witwaters- rand.

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**Straits Settlements and Federated  
Malay States—**

The King Edward VII College of Medicine,  
Singapore (a) (c) .. .

L.M.S. Siscntrate in Medicine and Surgery. Singapore Med. Coll.

(a) The qualification must be included in Table (F) of the British Medical Register as published from time to time by the General Medical Council of the United Kingdom.

(b) When granted on or before the 31st October, 1937.

(c) When granted on or before the 31st March, 1942.

(d) When granted on or before the 10th October, 1940.

(e) When granted on or before the 8th December, 1941.

**THE THIRD SCHEDULE**

(See section 13)

**PART I**

**RECOGNISED MEDICAL QUALIFICATIONS GRANTED BY MEDICAL INSTITUTIONS NOT INCLUDED IN THE FIRST SCHEDULE**

Name of medical Institution or licensing authority	Recognised medical qualification	Abbreviation
1	2	3
College of Physicians and Surgeons of Bombay.	Licentiate of the College of Physicians and Surgeons, Bombay.	L.C.P.S. (Bom.)
State Medical Faculty, Bombay	Licensed Medical Practitioner	L.M.P. (Bom.).
State Medical Faculty of Bengal	Licentiate of the Medical Faculty, Bengal.	L.M.F. (Bengal). This qualification shall be a recognised medical qualification only when granted before the 15th August, 1947.
State Medical Faculty of West Bengal.	Licentiate in Medicine and Surgery (Nat.) (West Bengal).	L.M.&S. (Nat.) West Bengal.
Government of Bengal	Licentiate of the Medical Faculty, West Bengal.	L.M.F. (West Bengal).
	Licentiate in Medicine and Surgery (Nat.) West Bengal.	L.M.&S. (Nat.) West Bengal.
	Licensed Medical Practitioner (Campbell Medical School).	L.M.P. (Campbell Medical School).
	Diploma of Medical College (Bengal)	Dipl. Medl. Coll. (Bengal).
	Licensed Medical Practitioner (Dacca Medical School).	L.M.P. (Dacca Medl. Sch.).
State Medical Faculty of Uttar Pradesh.	Fellow of the State Medical Faculty (U.P.).	F.S.M.F. (U.P.).
	Member of the State Medical Faculty.	M.S.M.F. (U.P.).
	Licentiate of the State Medical Faculty.	L.S.M.F. (U.P.).
State Board of Medical Examina- tions, U.P.	Licensed Medical Practitioner (U.P.)	L.M.P. (U.P.).
East Punjab State Medical Faculty	Licentiate in Medical and Surgery	L.M.S., East Punjab. This qualification shall be a recognised one only when granted on or after the 15th August, 1947, to a person other than any person referred to in the entry relating to East Punjab State Medical Faculty in the First Schedule, provided he had passed the pre-medical examination.
State Medical Faculty of Punjab	Fellow of the State Medical Faculty (Punjab).	F.S.M.F. (Punjab).
	Member of the State Medical Faculty (Punjab)	M.S.M.F. (Punjab).
	Licentiate of the State Medical Faculty	L.S.M.F. (Punjab).
Government of Punjab	Licensed Medical Practitioner (Lahore)	M.P.L. (Lahore). This shall be a recognised Medical qualification only when granted before the 15th August, 1947.
Hyderabad Government	.. .	L.M.&S. (Osmania).
Government of Mysore	.. .	L.M.P. (Hyd.).
Mysore Medical School	.. .	L.M.P. (Mysore).
Andhra University	.. .	L.M.P. (Mysore Medl. Sch.).
Assam Medical Examination Board	.. .	L.M.P. (B.W. Medl. Sch. Dibrugarh).
Board of Examiners, Medical College, Madras.	Licensed Medical Practitioner (Madras)	L.M.P. (Madras).
	Diploma in Medicine and Surgery	D.M.S. (Madras). Lic. Apoth. (Madras).
C.P. (or M.P.) Medical Examination Board	Licensed Medical Practitioner (C.P. or M.P.)	L.M.P. (C.P. or M.P.).

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Orissa Medical Examination Board Bihar and Orissa Medical Examination Board.	Licensed Medical Practitioner (Orissa) Licensed Medical Practitioner (Bihar and Orissa). Licensed Medical Practitioner, Temple Medical School, (Patna). Diploma or certificate in Medicine and/or Surgery. do Licentiate in Medicine and Surgery	L.M.P. (Orissa). L.M.P. (Bihar and Orissa). L.M.P. (Temple Medl. Sch. Patna). Diploma or certificate in Medicine and/or Surgery. do L.M. & S. (Rangoon U). This qualification shall be a recognised medical qualification only when granted before the 1st April, 1937. L.M.P. (Burma). This qualification shall be a recognised medical qualification only when granted before the 1st April, 1937.
King Edward Hospital Medical School, Indore, Travancore University Rangoon University	..	..
Burma Medical Examination Board	Licensed Medical Practitioner	..

## PART II

RECOGNISED MEDICAL QUALIFICATIONS GRANTED BY MEDICAL INSTITUTIONS OUTSIDE INDIA  
NOT INCLUDED IN THE SECOND SCHEDULE

M.D. (Berlin).  
M.D. (Paris).  
M.D. (Amsterdam).  
M.D. (Freiburg, Germany).  
M.D. (Vienna).  
M.D. (Toronto, Canada).  
M.D. (Heridelburg).  
M.B.B.S. (Dacaa).  
M.D. (Bonn). (Specialist for Women's diseases & Obstetrics).  
M.B.B.S. (Ceylon).  
M.D. (Munich).

भाग 7—भारतीय निर्वाचन-आयोग ( Election Comission of India ) की वैधानिक अधिसूचनाएँ  
तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएँ।

## अनुपृष्ठ

(देखिए पृष्ठ 634 से 637)

## Late Received

## PART 5

## FORM LR III

Notice under Rule 4 (1) of the Himachal Pradesh Abolition of Big Landed Estates and Land Reforms Rules, 1955

Before the Compensation Officer, Bilaspur District, Himachal Pradesh.

In the matter of Shri Hiru S/o Saran, caste Brahman, R/o Ban, Pargana Ajmerpur, Tehsil Ghumarwin, District Pradesh Bilaspur, Himachal Pradesh (Tenant)

Versus

Shri Lowngu S/o Devi Singh, caste Rajput R/o Chwhani, Pargana Ajmerpur, District Bilaspur, Himachal Pradesh (Landowner).

To

All persons concerned.

Whereas Shri Hiru (Tenant) has applied under Sub-section (1) of Section 11 of the Himachal Pradesh Abolition of Big Landed Estates and Land Reforms Act, 1953, for grant of proprietary rights in the land of his tenancy measuring 6 Big. 17 Bis. (as entered in the Revenue Records) situate in village Bah, Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur in the ownership of Shri Lowngu (Landowner).

And whereas a sum of Rs. 186.00 is proposed to be allowed as compensation to be paid by the said Shri Hiru (tenant) to the said Shri Lowngu (Landowner) for extinction of the rights, title and interests of the said landowner in the land described above.

Now, therefore, in pursuance of Rule 4 (1) of the Himachal Pradesh Abolition of Big Landed Estates and

Land Reforms Rules, 1955 it is hereby notified for information of all persons concerned that objections in regard to the assessment of the said amount of Rs. 186.00 as compensation, shall be received by the undersigned by 14-9-1957 (date). Any persons having any objection to make in the matter, may do so in writing addressed to the undersigned on or before the date specified above whereafter no objection shall be received.

Given under my hand, and seal, this 3rd day of August, 1957.

JAIPAL SINGH,  
Seal. Compensation Officer.

IN THE COURT OF SHRI HEM CHAND, SENIOR  
SUB-JUDBE, SIRMUR DISTRICT AT NAHAN,  
HIMACHAL PRADESH

(Guardianship Jurisdiction)

Application No. 8/2 of 1957

Mst. Ram Devi widow of Shri Chandan Singh, Caste Rajput of Village Bhotali Manal, Tehsil Rainka,..... Applicant.

To

The General Public.

Whereas Ram Devi widow of Shri Chandan Singh, has applied to this court for being appointed guardian of the minor daughter of Shri Chandan Singh deceased

under the Indian Guardianship Act and the application has been admitted and is fixed for hearing on the 2nd September, 1957.

Notice is hereby given to the General Public that if any one has any objection for the grant of the said application, he should appear in this Court on the date fixed and put in his objections.

Given under my hand and the seal of the Court this 6th August, 1957.

Seal

HEM CHAND,  
Senior Sub-Judge.

वहकम जनाव नेपी रूप सिंह, सहिव Assistant Collector

II Grade, जनवल जिला, महासू, हिमाचल प्रदेश

इक्षतहार हस्त भनशाय फिकरा 7-25(3) लैन्ड रिकार्ड बैनवल

बमुकदमा अखराज नाम नं० 14/1957

श्री गोपी नन्द पटवारी राजपूरी सर्केल

दनाम

जोन्ता बलदं सूखिया, कीम राजपत्र, निवासी चिंग घरमाण, प० रतार, तहसील जुबल मफकूद उलखबर।

रिपोर्ट दरवारा इखराज नाम अराजी किता 14 तादादी 21 विधा 3 विस्ता जमा माल 3/6/9 मन्दरजा खाता नं० 29-31 व 32 व अराजी किता 3 तादादी 1 विधा 4 विस्ता माल -/13/6 मन्दरजा खाता खितौनी नं० 49/101 व जमावन्दी 1953-54 वाका चक चिंग घरमाण।

मुकदमा मन्दरजा सदर में तहकीकात से सावित हुआ है कि जोन्ता मजकूर जायद अज अरमा वारा साल मफकूद उलखबर और ला पता है। हस्त मन्दरजा के कायद उस का नाम अराजी मन्दरजा से खारज हो कर उस की हमशीरा मुसम्मात सादी के नाम इन्दराज होना चाहिए है। लिहाजा वजीया इक्षतहार हजा जोन्ता मजकूर को मुत्तला किया जाता है कि अगर इस वार कोई एतराज हो तो किल अज 8-9-57 हाजिर तहसील हो कर पेश करे इस के बाद कोई उजर समायत न होगा 5-8-57।

रूप सिंह,  
एसिस्टेंट कलेक्टर II ग्रेड,  
जिला महासू।

मोहर

वहदालत श्री ए० एस० भटनागर, वौ० ए०, ए० ए० ए० वौ०,

मीनियर सब जज, विलासपुर, हिमाचल प्रदेश

इक्षतहार जेर दफा 5 रुल 20 C.P.C.

सालिग यम सुपुत्र माटू, जात खत्री, म० पंजगाई, प० मदर।

..... वादी

बनाम

देवी राम सुपुत्र तरायगू, जात शजपूत, मकनां बौनकोटी, प० सदर

प्रभिवादी

दावा दिलापने म० 300 ह० अमल मय सूद ब्रुए नमोइत दरखास्त जेर दफा 5 रुल 20 C.P.C.

बनाम

देवी राम वल्द नगरयगू, जात ठाकुर राजपूत, मकना बौन, परगना सदर।

चुकिं मुकदमा मुन्दर्जी ग्रन्वान वाना में मुसम्मी देवी राम प्रतिवादी मजकूर तामील ममतात से दोदा दानिस्ता प्रेज करता है और ह पोश है अतः इक्षतहार जेर दफा 5 रुल 20 C.P.C. बनाम मुसम्मी देवी राम प्रतिवादी मजकूर जारी किया जाता है कि अगर वह वतारीत 29-8-57 को बमुकाम, विलासपुर खाम हाजर अदालत हजा नहीं होगा तो उसकी निमवत कार्ग वाई यकतर्फा अमल में लाई जावेगी।

आज तिथि 5-8-1957 को बमवत हस्ताक्षर मे व्यव मुद्रा न्यायालय से जारी किया गया।

ए० एस० भटनागर,

मीनियर सब जज,

विलासपुर।

मोहर

## DIRECTORATE OF ECONOMICS AND STATISTICS

## BULLETIN OF AVERAGE WHOLESALE PRICES IN HIMACHAL PRADESH

No. DES. 117-89/56-X.

Simla, Wednesday, the 14th August, 1957

No. 4. E-F.

All prices in rupees per standard maund of 82-2/7 lbs. (equivalent to 3,200 tolas).

Commodity Centre 1	Prices on		Commodity Centre 1	Prices on	
	26-7-57 2	2-8-57 3		26-7-57 2	2-8-57 3
	Rs.	Rs.		Rs.	Rs.
<b>A. FOOD GRAINS:</b>					
1. WHEAT (Ordinary)					
Per Maund—					
Kasumpti	..	N.T.	Rampur	..	18.00
Theog	..	17.00	Mandi	..	12.25
Rampur	..	20.00	Nahan	..	12.50
Solan	..	14.00	Paonta	..	N.R.
Chamba	..	N.T.	Average	..	13.95
Chowari	..	N.R.			14.83
Nahan	..	15.50	<b>B. FOODGRAIN PRODUCTS AND PULSES:</b>		
Paonta	..	N.R.	7. WHEAT ATTA (Water turbine made)		
Mandi	..	16.50	Per Maund—		
Jogindernagar	..	N.R.	Chamba	..	38.00
Bilaspur	..	18.00	Kasumpti	..	18.50
Average	..	16.83	Rampur	..	21.25
2. PADDY (Medium)			Mandi	..	19.00
Per Maund—			Nahan	..	N.T.
Rampur	..	20.50	Bilaspur	..	20.00
Nahan	..	13.00	Chamba	..	17.50
Paonta	..	N.R.	Chowari	..	N.R.
Rainka	..	N.R.	Kasumpti	..	20.00
Chamba	..	N.T.	Rampur	..	21.00
Chowari	..	N.R.	Mandi	..	22.00
Mandi	..	N.T.	Nahan	..	16.00
Sundernagar	..	N.T.	Sundernagar	..	14.50
Average	..	16.75	Average	..	18.71
3. RICE (Coarse)					
Per Maund—			8. GRAM DAL Per Maund—		
Kasumpti	..	28.00	Bilaspur	..	20.00
Theog	..	27.00	Chamba	..	17.50
Rampur	..	34.00	Chowari	..	N.R.
Nahan	..	23.00	Kasumpti	..	20.00
Paonta	..	N.R.	Rampur	..	21.00
Rainka	..	N.R.	Mandi	..	22.00
Chamba	..	27.00	Nahan	..	16.00
Mandi	..	26.00	Sundernagar	..	14.50
Sundernagar	..	22.00	Average	..	18.78
Average	..	26.71			
4. GRAM (Small and Red Variety) Per Maund—					
Kasumpti	..	15.00	9. MOONG (Whole) Per Maund—		
Rampur	..	19.00	Bilaspur	..	25.00
Nahan	..	12.00	Chamba	..	22.00
Paonta	..	N.R.	Kasumpti	..	24.00
Chamba	..	15.00	Theog	..	25.00
Chowari	..	N.R.	Rampur	..	N.R.
Mandi	..	14.50	Mandi	..	28.00
Bilaspur	..	15.00	Nahan	..	25.00
Sundernagar	..	11.00	Paonta	..	22.00
Average	..	14.43	Average	..	20.00
5. BARLEY Per Maund—					
Rampur	..	13.00	9A. MOONG DAL (Split & Washed). Per Maund—		
Chamba	..	N.T.	Bilaspur	..	35.00
Nahan	..	11.00	Chamba	..	26.00
Mandi	..	12.25	Kasumpti	..	29.00
Sundernagar	..	N.T.	Theog	..	30.00
Average	..	12.08	Rampur	..	N.R.
6. MAIZE (Red) Per Maund—			Mandi	..	35.00
Kasumpti	..	14.00	Nahan	..	30.00
Theog	..	13.00	Paonta	..	24.00
		N.R.	Average	..	29.57
					29.00
7. WHEAT ATTA (Water turbine made)			10. MASH (Whole) Per Maund—		
Per Maund—			Bilaspur	..	30.00
			Chamba	..	26.00
			Kasumpti	..	30.00
			Theog	..	N.R.
			Rampur	..	35.00
			Mandi	..	30.00
			Nahan	..	24.00
			Paonta	..	25.00
			Average	..	35.00
					25.00
					25.00
					23.50
					23.00
					27.50

Commodity Centre 1	Prices on		Prices on	
	26-7-57 2		2-8-57 3	
	Rs.	Rs.	Rs.	Rs.
10A. MASH DAL (Split and Washed) Per Maund—				
Bilaspur	.. 35.00	35.00		
Chamba	.. 34.00	34.00		
Kasumpti	.. 35.00	35.00		
Theog	.. 34.00	N.R.		
Mandi	.. 30.00	34.00		
Nahan	.. 33.00	26.00		
Average	.. 33.50	32.80		
11. MASURE (Whole) Per Maund—				
Bilaspur	.. N.T.	N.T.		
Chamba	.. 24.00	24.00		
Kasumpti	.. 30.00	30.00		
Rampur	.. 16.00	16.00		
Theog	.. 15.00	N.R.		
Mandi	.. 15.00	N.T.		
Nahan	.. N.T.	N.T.		
Average	.. 20.00	23.33		
C. VEGETABLES AND SPICES:				
12. POTATOES (Special) Per Maund—				
Sarahan	.. 10.00	10.00		
Nahan	.. N.T.	N.T.		
Paonta	.. N.R.	12.00		
Mandi	.. 8.50	10.00		
Theog	.. 12.00	N.R.		
Kasumpti	.. N.T.	N.T.		
Average	.. 10.17	10.67		
12A. POTATOES (Phul) Per Maund—				
Sarahan	.. 8.00	8.00		
Nahan	.. 12.50	12.50		
Paonta	.. N.R.	N.T.		
Mandi	.. 8.25	9.00		
Theog	.. N.Q.	N.R.		
Kasumpti	.. N.T.	N.T.		
Average	.. 9.58	9.83		
13. ONIONS (Dry) Per Maund—				
Chamba	.. 10.00	13.50		
Kasumpti	.. 14.00	15.00		
Theog	.. 10.00	N.R.		
Mandi	.. 9.00	10.00		
Nahan	.. 10.00	10.00		
Paonta	.. N.R.	10.00		
Average	.. 10.60	11.70		
14. CHILLIES (Dry Dandicut) Per Maund—				
Kasumpti	.. 135.00	135.00		
Rampur	.. 120.00	120.00		
Mandi	.. 85.00	100.00		
Nahan	.. 120.00	120.00		
Average	.. 115.00	118.75		
15. TURMERIC (Haldi) Powdered Per Maund—				
Chamba	.. 50.00	50.00		
Kasumpti	.. 40.00	40.00		
Mandi	.. 50.00	50.00		
Nahan	.. 40.00	30.00		
Average	.. 45.00	42.50		
16. GINGER (Adrak) Per Maund—				
Chamba	.. N.T.	N.T.		
D. PROVISIONS:				
17. GUR (Sort II) Per Maund—				
Kasumpti			.. 17.00	16.00
Theog			.. 16.00	N.R.
Mandi			.. 15.00	15.00
Chamba			.. 19.00	19.00
Nahan			.. 16.00	16.00
Paonta			.. N.R.	15.00
Average			.. 16.60	16.20
18. GHEE (Pure Desi) Per Maund—				
Kasumpti			.. 220.00	220.00
Mandi			.. 200.00	210.00
Chamba			.. 200.00	200.00
Nahan			.. 200.00	200.00
Bilaspur			.. 220.00	220.00
Average			.. 212.00	210.00
19. TOBACCO (Country leaf) Per Maund—				
Theog			.. N.Q.	N.R.
Solan			.. 60.00	60.00
Sarahan			.. 60.00	60.00
Average			.. 60.00	60.00
20. SALT (Sambar Salt) Per Maund—				
Kasumpti			.. N.T.	N.T.
Mandi			.. 4.00	4.00
Chamba			.. 5.00	5.00
Nahan			.. 3.12	N.T.
Bilaspur			.. 4.50	4.50
Average			.. 4.15	4.50
20A. SALT (Rock Salt) Per Maund—				
Mandi			.. 3.50	3.50
Average			.. 3.50	3.50
21. EGGS (of hen) Per Dozen—				
Kasumpti			.. N.Q.	N.T.
Theog			.. 2.25	N.R.
Mandi			.. 2.25	1.87
Chamba			.. 2.25	2.25
Nahan			.. 1.50	1.50
Bilaspur			.. 1.50	1.50
Average			.. 1.95	1.78
22. MILK COW (Unboiled) Per Seer—				
Kasumpti			.. N.Q.	N.T.
Theog			.. 0.75	N.R.
Rampur			.. N.Q.	N.T.
Mandi			.. 0.44	0.44
Chamba			.. 0.62	0.56
Nahan			.. 0.50	0.50
Bilaspur			.. N.T.	N.T.
Average			.. 0.58	0.50
23. MEAT (Goat) Per Seer—				
Rampur			.. N.Q.	N.T.
Mandi			.. 1.75	1.75
Chamba			.. 1.50	1.50
Nahan			.. 1.75	1.75
Bilaspur			.. 1.50	1.50
Average			.. 1.63	1.63

Commodity	Centre	Prices on		Commodity	Centre	Prices on	
		26-7-57	2-8-57			26-7-57	2-8-57
1	1	2	3	1	2	2	3
		Rs.	Rs.			Rs.	Rs.
24. TEA (Lipton) Per lb.—				Sundernagar	..	10.00	10.00
Rampur	..	N.Q.	N.T.	Average	..	10.00	10.00
Mandi	..	2.88	1.87	31. WHEAT STRAW Per Maund—			
Chamba	..	2.48	2.48	Kasumpti	..	N.T.	N.T.
Nahan	..	4.50	2.65	Mandi	..	N.Q.	N.T.
Bilaspur	..	2.50	2.50	Nahan	..	N.T.	N.T.
Average	..	3.09	2.38	Average	..	—	—
E. OILS AND OIL SEEDS:				32. PADDY BRAN Per Maund—			
25. SARSON SEED (White) Per Maund—				Mandi	..	N.Q.	N.T.
Rampur	..	N.Q.	N.T.	Paonta	..	N.R.	N.T.
Mandi	..	35.00	35.00	Sundernagar	..	3.00	3.00
Jogindernagar	..	N.R.	N.R.	Average	..	3.00	3.00
Chamba	..	26.00	N.T.	G. INDUSTRIAL RAW MATERIALS:			
Nahan	..	N.Q.	N.T.	33. COW HIDES (Dry Country) Per Maund—			
Average	..	30.50	35.00	Rampur	..	N.Q.	N.T.
25A. SARSON SEED (Yellow) Per Maund—				Theog	..	N.Q.	N.R.
Rampur	..	20.00	20.00	Chamba	..	N.T.	N.T.
Mandi	..	32.00	34.00	Average	..	—	—
Jogindernagar	..	N.R.	N.R.	34. SHEEP SKINS (Raw) Per lb.—			
Chamba	..	N.T.	N.T.	Rampur	..	N.Q.	N.T.
Nahan	..	33.00	33.00	Theog	..	N.Q.	N.R.
Average	..	28.33	29.00	Chamba	..	N.T.	N.T.
26. GROUND NUT (Unshelled) Per Maund—				Nahan	..	N.T.	N.T.
Rampur	..	32.00	32.00	Bilaspur	..	N.T.	N.T.
Mandi	..	20.00	20.00	Average	..	—	—
Chamba	..	N.T.	N.T.	34A. GOAT SKINS (Raw) Per lb.—			
Nahan	..	20.00	20.00	Rampur	..	N.Q.	N.T.
Average	..	24.00	24.00	Theog	..	N.Q.	N.R.
27. SARSON OIL (Kohlu extracted) Per Maund—				Chamba	..	N.T.	N.T.
Rampur	..	95.00	95.00	Nahan	..	N.T.	N.T.
Mandi	..	85.00	90.00	Bilaspur	..	N.T.	N.T.
Chamba	..	95.00	95.00	Average	..	—	—
Nahan	..	90.00	90.00	35. COTTON UNGINNED (Desi) Per Maund—			
Average	..	91.25	92.50	Kasumpti	..	N.T.	N.T.
F. ANIMAL FEEDS:				Rampur	..	N.Q.	N.T.
28. COTTON SEEDS (Desi Black) Per Maund—				Mandi	..	60.00	N.T.
Rampur	..	N.Q.	N.T.	Nahan	..	N.T.	N.T.
Mandi	..	16.00	15.00	Bilaspur	..	N.T.	N.T.
Chamba	..	N.T.	N.T.	Average	..	60.00	—
Nahan	..	16.00	16.00	36. COTTON GINNED (Desi) Per Maund—			
Theog	..	N.Q.	N.R.	Kasumpti	..	N.T.	N.T.
Paonta	..	N.R.	15.00	Rampur	..	N.Q.	N.T.
Bilaspur	..	17.50	17.50	Mandi	..	N.Q.	N.T.
Average	..	16.50	15.88	Nahan	..	70.00	70.00
29. SARSON CAKE (Kohlu made) Per Maund—				Bilaspur	..	80.00	80.00
Kasumpti	..	8.00	N.T.	Average	..	75.00	75.00
Theog	..	N.Q.	N.R.	37. WOOL (Desi) Per Maund—			
Mandi	..	20.00	15.00	Kasumpti	..	N.T.	N.T.
Chamba	..	N.T.	N.T.	Theog	..	N.Q.	N.R.
Nahan	..	14.00	14.00	Chamba	..	N.T.	N.T.
Paonta	..	N.R.	13.00	Mandi	..	N.Q.	N.T.
Bilaspur	..	N.Q.	N.T.	Average	..	—	—
Average	..	14.00	14.00	38. TIMBER (Dayar) Per Cubic Foot—			
30. WHEAT BRAN Per Maund—				Mandi	..	6.00	9.00
Kasumpti	..	N.T.	N.T.	Jogindernagar	..	N.R.	N.R.
Mandi	..	10.00	10.00	Chamba	..	N.T.	N.T.
Nahan	..	N.T.	N.T.	Nahan	..	N.T.	N.T.
				Average	..	6.00	9.00

Commodity	Centre	Prices on		Commodity	Centre	Prices on	
		26-7-57 2	2-8-57 3			26-7-57 2	2-8-57 3
38A. TIMBER (Kail)		Rs.	Rs.	43. KEROSENE OIL		Rs.	Rs.
Per Cubic Foot—				(Elephant Brand) tin of 24 Bottles—			
Mandi	..	4.50	6.00	Rampur	..	N.Q.	
Jogindernagar	..	N.R.	N.R.	Mandi	..	8.50	8.75
Chamba	..	N.T.	N.T.	Chamba	..	9.50	9.50
Nahan	..	N.T.	N.T.	Nahan	..	8.12	8.12
Average	..	4.50	6.00	Bilaspur	..	8.50	8.50
<b>H. MANUFACTURES:</b>				Average	..	8.65	8.71
39. COARSE CLOTH				<b>44. CEMENT</b> Per Bag—			
20 Yards Piece—				Rampur	..	N.Q.	
Rampur	..	N.Q.	N.T.	Mandi	..	8.50	N.T.
Mandi	..	20.00	20.00	Chamba	..	10.50	8.25
Chamba	..	15.00	15.00	Nahan	..	7.50	10.50
Nahan	..	20.00	20.00	Bilaspur	..	N.T.	7.50
Bilaspur	..	14.00	14.00	Average	..	8.83	7.87
Average	..	17.25	17.25				8.53
39A. POPLIN 29 Yards				<b>45. PAPER FOOLSCAP</b>			
Piece—				(10 lbs.) per ream—			
Rampur	..	N.Q.	N.T.	Rampur	..	N.Q.	
Mandi	..	30.00	30.00	Mandi	..	7.00	8.00
Chamba	..	27.50	27.50	Chamba	..	7.50	7.50
Nahan	..	30.00	30.00	Nahan	..	7.50	7.50
Bilaspur	..	30.00	30.00	Bilaspur	..	N.T.	N.T.
Average	..	29.37	29.37	Average	..	7.33	7.66
39B. DHOTI Per Pair—				<b>46. WASHING SOAP</b>			
Rampur	..	N.Q.	N.T.	(Desi) Per Maund—			
Mandi	..	5.50	5.00	Kasumti	..	55.00	
Chamba	..	7.00	N.T.	Theog	..	45.00	N.R.
Nahan	..	12.00	12.00	Rampur	..	N.Q.	N.T.
Bilaspur	..	12.00	12.00	Mandi	..	50.00	50.00
Average	..	9.12	9.67	Chamba	..	50.00	50.00
<b>39C. COTTON YARN</b>				Nahan	..	50.00	40.00
Per 10 lbs.—				Average	..	50.00	46.66
Rampur	..	N.Q.	N.T.				
Mandi	..	N.Q.	N.T.	<b>I. MISCELLANEOUS:</b>			
Chamba	..	24.00	24.00	<b>47. FIREWOOD</b> Per			
Nahan	..	25.00	12.00	Maund—			
Bilaspur	..	15.00	15.00	Rampur	..	N.Q.	
Average	..	21.33	17.00	Mandi	..	2.00	2.00
<b>40. GUNNY BAGS (B-</b>				Chamba	..	N.T.	N.T.
Twills 2½ lb.) Per 100				Nahan	..	1.37	1.37
Bags—				Bilaspur	..	2.00	2.00
Kasumti	..	N.T.	N.T.	Average	..	1.79	1.79
Rampur	..	125.00	125.00	<b>48. CHARCOAL</b> Per			
Theog	..	N.Q.	N.R.	Maund—			
Mandi	..	100.00	100.00	Rampur	..	N.Q.	
Chamba	..	N.T.	N.T.	Mandi	..	5.00	6.00
Nahan	..	137.50	137.50	Chamba	..	4.00	4.00
Paonta	..	N.R.	137.50	Nahan	..	4.50	4.50
Sarahan	..	125.00	125.00	Bilaspur	..	8.00	8.00
Bilaspur	..	125.00	125.00	Average	..	5.37	5.63
Average	..	122.50	125.00	<b>49. GOLD</b> Per Tola—			
<b>41. NAILS (Tata) Per</b>				Rampur	..	N.Q.	
Seer—				Mandi	..	105.00	104.50
Rampur	..	N.Q.	N.T.	Chamba	..	109.00	109.00
Mandi	..	N.Q.	70.87	Average	..	107.00	106.75
Chamba	..	N.T.	N.T.	<b>50. SILVER</b> Per 100 Tolas—			
Nahan	..	N.Q.	N.Q.	Rampur	..	N.Q.	
Average	..	—	70.87	Mandi	..	175.00	180.00
<b>42. ROUND IRON</b>				Chamba	..	181.75	181.75
Per Maund—				Average	..	178.37	180.88
Rampur	..	N.Q.	N.T.				
Mandi	..	N.Q.	54.25				
Chamba	..	N.T.	N.T.				
Nahan	..	N.Q.	N.Q.				
Bilaspur	..	35.00	35.00				
Average	..	35.00	44.63				

N.A. = Not Available.  
N.Q. = Not Quoted.  
N.R. = Not Received.  
N.T. = No Transaction.